

**JOURNAL OF THE PROCEEDINGS  
OF THE  
BOARD OF COMMISSIONERS  
OF COOK COUNTY**



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**DAVID ORR  
COUNTY CLERK**

**JOURNAL OF THE PROCEEDINGS  
OF THE  
BOARD OF COMMISSIONERS  
OF COOK COUNTY**

**SEPTEMBER 20, 2005**



**JOHN H. STROGER, JR., PRESIDENT**

**JERRY BUTLER  
FORREST CLAYPOOL  
EARLEAN COLLINS  
JOHN P. DALEY  
ELIZABETH ANN DOODY GORMAN  
GREGG GOSLIN  
CARL R. HANSEN  
ROBERTO MALDONADO**

**JOSEPH MARIO MORENO  
JOAN PATRICIA MURPHY  
ANTHONY J. PERAICA  
MIKE QUIGLEY  
PETER N. SILVESTRI  
DEBORAH SIMS  
BOBBIE L. STEELE  
LARRY SUFFREDIN**

**DAVID ORR  
COUNTY CLERK**



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**JOURNAL OF THE PROCEEDINGS**  
**OF THE**  
**BOARD OF COMMISSIONERS**  
**OF COOK COUNTY**

**Meeting of Tuesday, September 20, 2005**

**10:00 A.M.**  
**Daylight Savings Time**

**COOK COUNTY BOARD ROOM, COUNTY BUILDING**

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Board met pursuant to law and pursuant to Resolution 04-R-428.

**OFFICIAL RECORD**

President Stroger in the Chair.

**CALL TO ORDER**

At 10:00 A.M., being the hour appointed for the meeting, the President called the Board to order.

**QUORUM**

County Clerk David Orr called the roll of members and there was found to be a quorum present.

**ROLL CALL**

Present: Butler, Claypool, Collins, Daley, Gorman, Goslin, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Silvestri, Sims, Steele, Suffredin, Stroger-17.

Absent: None.

**INVOCATION**

Father Darryl F. James of Messiah St. Bartholomew Episcopal Church gave the Invocation.

**COMMUNICATIONS REFERRED TO COMMITTEE**

Pursuant to Rule 4-25, Communication Numbers 272885 through 273081 were referred to their respective committees.

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President Stroger moved that the meeting do now recess for the purpose of holding the various committee meetings.

**BOARD RECONVENED**

President Stroger in the Chair.

**QUORUM**

County Clerk David Orr called the roll of members and there was found to be a quorum present.

**ROLL CALL**

Present: Butler, Claypool, Collins, Daley, Gorman, Goslin, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Silvestri, Sims, Steele, Suffredin, Stroger-17.

Absent: None.

**BOARD OF COMMISSIONERS OF COOK COUNTY**

**PRESIDENT**

**PROPOSED RESOLUTION**

Submitting a Proposed Resolution sponsored by

JOHN H. STROGER, JR., President, Cook County Board of Commissioners

**PROPOSED RESOLUTION**

**A RESOLUTION DESIGNATING CERTAIN PERSONAL  
PROPERTY AS SURPLUS, OBSOLETE OR UNUSABLE TO THE  
COUNTY AND AUTHORIZING DONATION**

**WHEREAS**, the Cook County Board of Commissioners (the "Board") has enacted an Ordinance, 03-O-31, an Amendment to the Cook County Contracting and Purchasing Ordinance (the "Ordinance"), that sets forth the procedure by which the Board may designate certain surplus, obsolete and/or unusable personal property, equipment or other property of the County as assets for distribution as charitable donations; and

**WHEREAS**, certain personal property that is surplus, obsolete or unusable to the County was inventoried following the opening of the John H. Stroger, Jr. Hospital of Cook County; and

**WHEREAS**, the Board, pursuant to the procedure set forth in the Ordinance, approved a Resolution on October 19, 2004 whereby the Board designated the inventoried personal property as surplus, obsolete or unusable to the County (the "Assets"), which Assets are listed on Exhibit A to the October 19, 2004 Resolution and are likewise listed on Exhibit A submitted herewith and incorporated herein; and

**WHEREAS**, the County desires to donate some or all of the Assets to legitimate nonprofit organizations, or local or foreign governmental entities for the public purpose of treating and controlling diseases that may be spread worldwide, thereby affecting the United States including the County of Cook and its residents; and

**WHEREAS**, pursuant to the October 19, 2004 Resolution, the Board approved the designation of the State of Lagos, Federal Republic of Nigeria and the Republic of Ghana as intended recipients of some or all of the Assets and approved the donation of some or all of the Assets to these intended recipients; and

**WHEREAS**, pursuant to the October 19, 2004 Resolution, the County has donated most of the Assets to the State of Lagos, Federal Republic of Nigeria and the Republic of Ghana; and

**WHEREAS**, some of the Assets remain and the Office of the President of the Board has the responsibility, pursuant to the guidelines set forth in the Resolution, for determining the recipient(s) of the Assets, with approval by the Board; and

**WHEREAS**, the Office of the President of the Board has determined that the City of Monrovia, Liberia is a foreign governmental entity that has expressed an interest in receiving some of the Assets for use in the promotion of health through enhancement of medical or educational services in Monrovia, Liberia.

**NOW, THEREFORE, BE IT RESOLVED**, that pursuant to the provisions of the Resolution, the Board determines that any Assets continue to be surplus, obsolete and/or unusable personal property and that: (1) the Assets are not needed by any department or division of the County; (2) the Assets are of a type that would provide a beneficial service in either the medical or education fields to another entity; and (3) the Intended Recipient, as hereinafter defined, is a foreign governmental entity; and

**BE IT FURTHER RESOLVED**, that the Board approves the designation of the City of Monrovia, Liberia as an intended recipient (an "Intended Recipient") of some of the Assets and approves the donation of some of the Assets to the Intended Recipient; and

**BE IT FURTHER RESOLVED**, that subject to the satisfaction by the Intended Recipient of all requirements imposed by the Office of the President or by applicable law as appropriate to accomplish the transfer of some of the Assets, the President of the Board is hereby authorized to transfer title to some of the Assets to the Intended Recipient for the purposes described in this Resolution. Pursuant thereto, the President of the Board is authorized to execute any and all documents incidental to the transfer of some of the Assets including, but not limited to, the following: a) one or more agreements with the Intended Recipient providing for the transfer of title to any of the Assets, which agreements shall provide: i) that the Intended Recipient use the personal property in a manner that primarily promotes the implementation or improvement of medical or educational services available to the public; and ii) that the ownership of any Assets automatically reverts to the County if the entity at any time fails to use the personal property in that manner; and b) applications for export licenses with respect to any or all of the Assets, to the extent the County is required to make such applications, provided that such applications shall be made at the expense of the Intended Recipient; and



**BE IT FURTHER RESOLVED**, that the Office of the President of the Board shall have full discretion to decline to proceed with the donation of any of the Assets to the Intended Recipient for any reason including, but not limited to, a belief that the Intended Recipient has been or will be unable to: a) remove the Assets, within a reasonable period of time, from a location or locations designated by the Deputy Director of Professional Affairs for the John H. Stroger, Jr. Hospital of Cook County or his designee; or b) obtain the financing required to ship, any or all of the Assets to their intended destination in a reasonably appropriate and timely manner as determined by the Office of the President. The Office of the President shall further be authorized to make arrangements for the temporary storage of the Assets in connection with the removal and salvage of other equipment from the former Cook County Hospital.

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This item was WITHDRAWN at the request of the sponsor.

**COMMISSIONERS**

**PROPOSED RESOLUTIONS**

Submitting a Resolution sponsored by

FORREST CLAYPOOL, County Commissioner

Co-Sponsored by

ANTHONY PERAICA, County Commissioner

**PROPOSED RESOLUTION**

**A RESOLUTION CALLING FOR AN INDEPENDENT MANAGEMENT AUDIT  
OF THE JD EDWARDS SYSTEM**

**WHEREAS**, it is important for governments and businesses alike to make use of the best available technologies in order to streamline and make more efficient their operations; and

**WHEREAS**, recognizing the need for new, seamless technology, Cook County purchased the JD Edwards system's three components, Purchasing, Payroll, and Financial Recording, in sequential order in the late 1990s; and

**WHEREAS**, Cook County spent anywhere between \$22 million and \$40 million on the initial purchase cost and maintenance cost of the system, though the precise figure is not known because there has been no audit or other detailed accounting shared with the Board of Commissioners; and

**WHEREAS**, there have been a series of issues regarding the use of the system in the Recorder of Deeds' Office, including a failed attempt to use the JD Edwards system as the cashiering system for the Recorder of Deeds and the subsequent abandonment of JD Edwards by the Recorder of Deeds; and

**WHEREAS**, this failed attempt and the subsequent contracting of a different system by the Recorder of Deeds cost the County at least \$200,000 to \$400,000, though the precise figure is unknown due to the lack of audit to date; and



**WHEREAS**, of the County Clerk, Assessor, Treasurer, and Clerk of the Circuit Court, only the Treasurer uses the JD Edwards software, though it does not work solely electronically as the Treasurer's staff must physically print out the data from the JD Edwards system from where it must be sent to the Comptroller's Office to be manually entered into the system; and

**WHEREAS**, JD Edwards, which is based on old IBM code which is outdated, has been purchased by Oracle, which is no longer writing the code upon which JD Edwards is based, making it difficult and prohibitively expensive to upgrade and maintain JD Edwards; and

**WHEREAS**, anecdotal evidence, such as the proliferation of paper purchasing forms (29-A Forms) to this day, show that the use of the JD Edwards system as advertised is incomplete; and

**WHEREAS**, to date, the County has not ordered a comprehensive audit of the payments made for the JD Edwards system and its maintenance or the alternatives that some offices have used in its stead.

**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Commissioners calls on President John H. Stroger, Jr. to contract with an independent and reputable auditing firm to begin at once a management audit of the JD Edwards system, and all expenses arising from other financial software used for purchasing, payroll, and financial recording purchased by the County since 1997.

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Commissioner Suffredin, seconded by Commissioner Peraica, moved that the Proposed Resolution be referred to the Committee on Information Technology and Automation (Comm. No. 273078) and the Committee on Finance (Comm. No. 273079). **The motion carried unanimously.**

\* \* \* \* \*

Submitting a Proposed Resolution sponsored by

BOBBIE L. STEELE and LARRY SUFFREDIN, County Commissioners

Co-Sponsored by

JERRY BUTLER, GREGG GOSLIN, ROBERTO MALDONADO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA, MIKE QUIGLEY, FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY, ELIZABETH ANN DOODY GORMAN, CARL R. HANSEN, JOSEPH MARIO MORENO, PETER N. SILVESTRI, DEBORAH SIMS and PRESIDENT JOHN H. STROGER, JR., County Commissioners

#### PROPOSED RESOLUTION

#### **JUDICIAL ADVISORY COUNCIL TASK FORCE**

**WHEREAS**, Cook County is a home rule unit of local government pursuant to Article VII, Section 6a of the Illinois Constitution of 1970 with powers to regulate those matters which pertain to its government and affairs; and

**WHEREAS**, there is vast overcrowding that exists at the Cook County Department of Corrections Complex; and

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**WHEREAS**, the Cook County Department of Corrections population projected for the month of August, according to the John Howard Association, was 9,799.7 detainees; and

**WHEREAS**, currently 1,445 detainees have been incarcerated for approximately 1-5 years in the Department of Corrections facility according to the Length of Stay chart issued by the Sheriff's Office at the Department of Corrections Subcommittee meeting on September 12, 2005; and

**WHEREAS**, the Chief Judge's Office, the State's Attorney's Office, the Public Defender's Office, and the Clerk of the Circuit Court's Office have a constitutional obligation to move cases through the court system in an expeditious manner; and

**WHEREAS**, the Illinois Statute (55 ILCS 5/5-18001 et. seq.) and Cook County Ordinance (Chapter 5, Section 161-163) empower the Judicial Advisory Council to devise means to effect the improvement of administration of justice in and with relation to the County, and to formulate all proper suggestions and recommendations concerning legislation and other measures designed to bring about such improvement.

**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Commissioners directs the Judicial Advisory Council to create and chair a task force consisting of representatives of the Chief Judge's Office, the State's Attorney's Office, the Public Defender's Office, the Sheriff's Office and the Office of the Clerk of the Circuit Court. The purpose of the task force will be to: 1) monitor the progression of cases of incarcerated detainees whose length of stay have been between 1 to 5 years in the Cook County Department of Corrections; 2) identify strategies to move these cases through the court system with a priority on those cases that have been in the system the longest; and 3) identify, discuss and resolve any issues identified by any office participating in the task force that create barriers to moving cases through the system. Examples of issues include those identified at the September 12, 2005 Department of Corrections Subcommittee meeting dealing with video conference equipment, Public Defender's access to clients and the sharing of case information; and

**BE IT FURTHER RESOLVED**, that the task force shall meet no less than six times per year and shall produce a report summarizing each meeting to be submitted to the Board of Commissioners for review and action. Reports will be submitted to the Board of Commissioners by the following dates: December 30, February 28, April 30, June 30, August 30, and October 30; and

**BE IT FURTHER RESOLVED**, the first meeting of the task force will be held no later than October 21, 2005. An initial report from the first meeting will be submitted to the Board of Commissioners by November 10, 2005; and

**BE IT FURTHER RESOLVED**, the task force will continue to meet until the case backlog is cleared or until directed by the Board of Commissioners.

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Commissioner Silvestri, seconded by Commissioner Peraica, moved to suspend the rules so that this matter may be considered. **The motion carried unanimously.**

Commissioner Steele, seconded by Commissioner Peraica, moved that the Proposed Resolution be approved and adopted. **The motion was withdrawn.**

Commissioner Steele, seconded by Commissioner Silvestri, moved that the Proposed Resolution be referred to the Department of Corrections Subcommittee.

Upon further discussion, Commissioner Steele, seconded by Commissioner Silvestri, amended the motion to refer the Proposed Resolution to the Department of Corrections Subcommittee (Comm. No. 273080) and the Committee on Finance (Comm. No. 273081). **The motion carried unanimously.**

**BUREAU OF ADMINISTRATION - CHIEF ADMINISTRATIVE OFFICER**

**CONTRACTS**

Transmitting a Communication, dated September 8, 2005 from

JAMES L. ELDRIDGE, JR., Chief Administrative Officer, Bureau of Administration

requesting authorization for the Purchasing Agent to enter into a contract with Pitney Bowes, Chicago, Illinois, to provide maintenance services for Pitney Bowes mail equipment countywide.

Reason: Maintenance for this proprietary equipment is only available through the vendor.

Estimated Fiscal Impact: \$52,000.00 (~~\$26,000.00 per year~~). Contract period: December 1, 2005 through November 30, 2006. (490-440 Account). Requisition No. 64900003.

Approval of this item would commit Fiscal Year 2006 funds.

Purchasing Agent concurs.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Chief Administrative Officer of the Bureau of Administration be approved, as amended and that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated September 8, 2005 from

JAMES L. ELDRIDGE, JR., Chief Administrative Officer, Bureau of Administration

requesting authorization for the Purchasing Agent to enter into a contract with Xerox Corporation, Chicago, Illinois, to provide maintenance and supplies for Xerox manufactured large production photocopiers for Cook County.

Reason: Maintenance for this equipment is only available through this vendor.

Estimated Fiscal Impact: \$340,000.00 (~~\$170,000.00 per year~~). Contract period: December 1, 2005 through November 30, 2006. (490-440 Account). Requisition No. 64900001.

Approval of this item would commit Fiscal Year 2006 funds.

Purchasing Agent concurs.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Chief Administrative Officer of the Bureau of Administration be approved, as amended and that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

**OFFICE OF THE COUNTY ASSESSOR**

**CONTRACTS**

Transmitting a Communication from

RONALD A. MESSINA, Deputy Assessor, Policy and Communications

requesting authorization for the Purchasing Agent to enter into a contract with Costar Realty Information, Inc., Baltimore, Maryland, to provide detailed information on commercial properties including sales information, transactional information, property lease information, property characteristics, analytics and historical information, tenant tracking and listings of properties currently "For Sale".

Reason: The extensive reports and research provided by Costar Realty Information, Inc. relating to sales information and transactions of commercial and industrial real estate are proprietary and available only through Costar Realty Information, Inc.

Estimated Fiscal Impact: \$84,192.00. Contract period: January 1, 2006 through December 31, 2006. (040-353 Account). Requisition No. 60400002.

Approval of this item would commit Fiscal Year 2006 funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication from

RONALD A. MESSINA, Deputy Assessor, Policy and Communications

requesting authorization for the Purchasing Agent to enter into a contract with Accredited Chicago Newspapers, Chicago, Illinois, to provide for the publication of the 2006 real estate assessment for the triennial townships in Cook County, inside the City of Chicago.

Reason: Accredited Chicago Newspapers has provided this service for numerous years and has generally been the only one to bid on this, forcing by rule, a rebid and potentially delaying the reassessment calendar. Because State statute imposes strict guidelines as to who may publish the real estate assessment in the triennial townships in Cook County inside the City of Chicago. Accredited Chicago Newspapers is the only qualified vendor.

Estimated Fiscal Impact: \$956,630.04. Contract period: January 1, 2006 through December 31, 2006. (040-240 Account). Requisition No. 60400004.

Approval of this item would commit Fiscal Year 2006 funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Deputy Assessor for Policy and Communications be approved, as amended and that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication from

RONALD A. MESSINA, Deputy Assessor, Policy and Communications

requesting authorization for the Purchasing Agent to enter into a contract with Cook County Suburban Publishers, Inc., Chicago, Illinois, to provide for the publication of the 2006 real estate assessment for the non-triennial townships in Cook County, outside the City of Chicago.

Reason: Cook County Suburban Publishers, Inc. has provided this service for numerous years and has generally been the only vendor to bid on this, forcing by rule, a rebid and potentially delaying the reassessment calendar. Because State statute imposes strict guidelines as to who may publish the real estate assessment in the triennial and non-triennial townships in Cook County outside the City of Chicago. Cook County Suburban Publishers, Inc. is the only qualified vendor.

Estimated Fiscal Impact: \$56,395.08. Contract period: January 1, 2006 through December 31, 2006. (040-240 Account). Requisition No. 60400003.

Approval of this item would commit Fiscal Year 2006 funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Deputy Assessor for Policy and Communications be approved, as amended and that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

## **OFFICE OF CAPITAL PLANNING AND POLICY**

### **PROPOSED CAPITAL PROGRAM ITEMS**

Transmitting a Communication, dated September 1, 2005 from

MICHAEL E. LAMONT, Director, Office of Capital Planning and Policy

Transmitted herewith for your approval is a request for authorization for the Purchasing Agent to advertise for bids for the Sheriff's Department of Women's Justice Services Center Project. It is respectfully requested that this Honorable Body approve this request.

Reason: This project will provide for the construction of a new one story 11,000 square foot facility at the Department of Corrections Campus, to be used by the Sheriff's Department of Women's Justice Services to provide counseling and adult education programs to the women under its supervision. LEED certification for new buildings will also be included in the scope of this project.

The work will be split into two bid packages. Bid Package #1 will include the design-build construction services for the center. Bid Package #2 will include all of the freestanding furniture.

Bond Issue (20000 Account).

Sufficient funds have been appropriated to cover this request.

---

Commissioner Sims, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Construction. (Comm. No. 273068). **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated September 1, 2005 from

MICHAEL E. LAMONT, Director, Office of Capital Planning and Policy

Transmitted herewith for your approval is a request for authorization for the Purchasing Agent to advertise for bids for design build services for the Department of Public Health Bioterrorism Vehicle Storage Facility at Oak Forest Hospital of Cook County. It is respectfully requested that this Honorable Body approve this request.

Reason: This project will provide for the construction of a 6,400 square foot pre-engineered vehicle storage facility to be used for the storage and maintenance of bioterrorism response vehicles that were approved for purchase by the Board of Commissioners on June 21, 2005 and paid for with funding received by the Department of Public Health under the Federal Homeland Security Act. The new facility will include power receptacles for recharging on board systems, vehicle maintenance document storage, storage room(s) for restocking the vehicles in emergency situations, and all necessary access roads.

This storage facility is necessary to adequately protect these highly sophisticated bioterrorism vehicles. Construction funding has been provided for by grants in the Department of Public Health – Health Fund.

Bond Issue (33000 Account).

Sufficient funds have been appropriated to cover this request.

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This item was WITHDRAWN at the request of the sponsor.

\* \* \* \* \*

Transmitting a Communication, dated September 1, 2005 from

MICHAEL E. LAMONT, Director, Office of Capital Planning and Policy

Transmitted herewith for your approval is a request for authorization for the Purchasing Agent to advertise for bids for floor drain installation at Oak Forest Hospital of Cook County, Provident Hospital of Cook County, and the Sengstacke Clinic. It is respectfully requested that this Honorable Body approve this request.

Reason: The public restrooms at these locations currently lack floor drainage systems. These systems are necessary for restrooms to be in conformance with the current State of Illinois Plumbing Code.

Bond Issue (28000 Account).

Sufficient funds have been appropriated to cover this request.



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Commissioner Sims, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Construction. (Comm. No. 273069). **The motion carried unanimously.**

**OFFICE OF THE CLERK OF THE CIRCUIT COURT**

**GRANT AWARD ADDENDA**

Transmitting a Communication, dated August 31, 2005 from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization to accept a no-cost grant extension from the Illinois Criminal Justice Information Authority (ICJIA) for the development of the criminal data exchange points standards and specifically pilot the implementation of these standards between two (2) Cook County agencies. This extension will enable our office to expend the remaining grant funds that were awarded.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: None. Funding period extension: October 1, 2005 through September 30, 2006.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Clerk of the Circuit Court be approved. **The motion carried unanimously.**

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Transmitting a Communication, dated August 31, 2005 from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization to accept a no-cost grant extension from the Illinois Criminal Justice Information Authority (ICJIA) for the Clerk's Criminal Case Management System, specifically for the Data Capture/Brower-based Access Program for the transition to relational database technology. This extension will enable our office to expend the remaining grant funds that were awarded.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: None. Funding period extension: October 1, 2005 through March 31, 2006.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Clerk of the Circuit Court be approved. **The motion carried unanimously.**

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Transmitting a Communication, dated August 31, 2005 from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization to accept a no-cost grant extension from the Illinois Criminal Justice Information Authority (ICJIA) for the Clerk's Criminal Case Management System, specifically for the Core System Improvement Program for the transition to relational database technology. This extension will enable our office to expend the remaining grant funds that were awarded.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: None. Funding period extension: October 1, 2005 through March 31, 2006.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Clerk of the Circuit Court be approved. **The motion carried unanimously.**

**CONTRACTS**

Transmitting a Communication from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization for the Purchasing Agent to enter into a contract with Engineered Security Systems, Inc., Towaco, New Jersey, to provide preventive maintenance and software licensing for the security system located and installed throughout various offices of the Clerk of the Circuit Court.

Reason: Engineered Security Systems, Inc. provides this customized hardware configuration integration with the software and cashiering systems throughout multiple facilities for the Office of the Clerk of the Circuit Court. Engineered Security Systems, Inc. is the sole proprietary vendor for this software.

Estimated Fiscal Impact: \$114,845.00 [\$48,000.00 – (335-441 Account); and \$66,845.00 – (335-630 Account)]. Contract period: November 1, 2005 through October 31, 2006. Requisition Nos. 53350106 and 53350107.

The Chief Information Officer has reviewed this item and concurs with this recommendation.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization for the Purchasing Agent to enter into a contract with P. Neill Petronella (Hennessy and Roach, P.C.), Chicago, Illinois, for professional services as labor relations consultants.



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Reason: P. Neill Petronella (Hennessy and Roach, P.C.) will serve as labor relations consultants for the Clerk of the Circuit Court. Among other tasks, they will review correspondence, provide legal research, and advise on collective bargaining issues.

Estimated Fiscal Impact: \$198,740.00. Contract period: December 1, 2005 through November 30, 2006. (335-261 Account). Requisition No. 63350001.

Approval of this item would commit Fiscal Year 2006 funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization for the Purchasing Agent to enter into a contract with Velma Butler & Company, Ltd., Chicago, Illinois, to perform a comprehensive operational efficiency follow-up review of the implementation of the revised operating policies and procedures resulting from the prior comprehensive review of work flow and human resources allocations in the Civil and County bureaus and selected suburban district offices.

Reason: Velma Butler & Company, Ltd. has extensive prior experience and is quite familiar with operations in the Office of the Clerk of the Circuit Court and in Cook County. The staff who will be involved in this project have extensive consulting and technical expertise, broad-based accounting/auditing experience, and demonstrated familiarity with public agencies.

Estimated Fiscal Impact: \$95,000.00. Contract period: October 1, 2005 through March 31, 2006. (335-260 Account). Requisition No. 53350095.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

**CONTRACT ADDENDA**

Transmitting a Communication from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization for the Purchasing Agent to extend for seven (7) months, Contract No. 05-45-353 with H & W Computer Systems, Inc., Boise, Idaho, to develop and implement a browser front end for the current outdated Criminal Court Case Management System environment.

Reason: The extension is needed to complete the project. The expiration date of the current contract was August 31, 2005.

Estimated Fiscal Impact: None. Contract extension: September 1, 2005 through March 31, 2006.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to extend the requested contract. **The motion carried unanimously.**

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Transmitting a Communication from

DOROTHY BROWN, Clerk of the Circuit Court

requesting authorization for the Purchasing Agent to extend for seven (7) months, Contract No. 05-45-354 with Unety Management Consultants, Chicago, Illinois, to implement the plan to migrate the Criminal Court Case Management System from an outdated sequential file technology to the use of relational technology for storing, maintaining and accessing electronic criminal case information.

Reason: The extension is needed to complete the project. The expiration date of the current contract was August 31, 2005.

Estimated Fiscal Impact: None. Contract extension: September 1, 2005 through March 31, 2006.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to extend the requested contract. **The motion carried unanimously.**

**(SHERIFF'S) DEPARTMENT OF CORRECTIONS**

**CONTRACT**

Transmitting a Communication from

MICHAEL F. SHEAHAN, Sheriff of Cook County

by

SCOTT KURTOVICH, First Assistant Executive Director, Department of Corrections

requesting authorization for the Purchasing Agent to enter into a contract with L-3 Communications, West Lafayette, Indiana, for full service maintenance of the Court Services Division and the Department of Corrections' security screening equipment.

Reason: L3 Communications is the manufacturer and the only source for maintenance, support and upgrades to the "Linescan" and "Sentry" hardware and software.

Estimated Fiscal Impact: \$228,242.40 [\$179,370.40 - (230-441 Account); and \$48,872.00 - (239-441 Account)]. Contract period: October 1, 2005 through September 30, 2006. Requisition Nos. 52300039 and 52390085.

The Chief Information Officer has reviewed this item and concurs with this recommendation.

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

**OFFICE OF THE COUNTY CLERK**

**RECONSIDERATION OF A PREVIOUSLY APPROVED COURT ORDER  
AND AUTHORIZATION TO APPROVE AS AMENDED**

Transmitting a Communication, dated September 13, 2005 from

DAVID ORR, County Clerk

by

JOY CAROL WYKOWSKI, Deputy Clerk of the Board

I am requesting that the Cook County Board of Commissioners reconsider and approve as amended the following item (Comm. No. 272505), which was previously approved on the Finance Agenda at the September 8, 2005 Board Meeting. The communication jacket as prepared by the Clerk of the Board was processed as a Non-Capital Case when it should have been processed as an Appellate Case.

The amendment is indicated by the underscored language.

**NON-CAPITAL CASE APPELLATE CASE**

(Page 4)

272505 STEPHEN F. POTTS, Attorney, presented by the Clerk of the Appellate Court, Steven M. Ravid, submitting an Order of Court for payment of to pay the sum of \$4,182.75 attorney fees for the defense of an indigent defendant, Edward Latko regarding People of the State of Illinois v. Edward Latko. Indictment Trial Court No. 00-CR-80004. Appellate Court No. 1-02-3468. (Non Capital Case).

(Page 3)

APPELLATE CASES APPROVED FISCAL YEAR 2005	\$131,547.72
TO PRESENT	
APPELLATE CASES TO BE RATIFIED AND APPROVED:	<del>\$18,360.03</del> <u>\$22,542.78</u>

(Page 5)

NON-CAPITAL CASES APPROVED FISCAL YEAR 2005	\$594,569.63
TO PRESENT	
NON-CAPITAL CASES TO BE RATIFIED AND APPROVED	<del>\$137,429.23</del> <u>\$133,246.48</u>

Commissioner Maldonado, seconded by Commissioner Silvestri, moved to reconsider the question, Communication No. 272505 - a court order, which was previously approved on the Finance Agenda at the September 8, 2005 Board Meeting. **The motion to reconsider carried unanimously.**

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that Communication No. 272505 be approved, as amended. **The motion carried unanimously.**

**CONTRACT**

Transmitting a Communication from

DAVID ORR, County Clerk

by

CLEM BALANOFF, Director of Elections

requesting authorization for the Purchasing Agent to enter into a contract with Lake County Press, Waukegan, Illinois, for the printing of ballots for the two (2) elections to be held in 2006.

Reason: Ballot or ballot materials are exempt from competitive bidding per Ordinance 92-O-25, approved and adopted by the County Board on April 21, 1992, as amended. Of the five (5) Request for Proposals (RFPs) sought, Lake County Press was the lowest, qualified respondent to meet all requirements.

Estimated Fiscal Impact: \$425,000.00. One time purchase. (524-240 Account). Requisition No. 55240060.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

**DEPARTMENT OF ENVIRONMENTAL CONTROL**

**GRANT AWARD RENEWAL**

Transmitting a Communication, dated August 22, 2005 from

KEVIN GIVENS, Director, Department of Environmental Control

requesting authorization to renew a grant in the amount of \$733,911.00 for the Air Pollution Control Grant from the United States Environmental Protection Agency (USEPA) Region V. The purpose of this grant is to partially fund the Air Pollution Control program that is operated by the Cook County Department of Environmental Control for the federal fiscal year ending September 30, 2005.

Authorization to apply for this grant on September 8, 2004 by the Cook County Board of Commissioners in the amount of \$740,911.00.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: None. Grant Award: \$733,911.00. Funding period: October 1, 2004 through September 30, 2005.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Director of the Department of Environmental Control be approved. **The motion carried unanimously.**

**HIGHWAY DEPARTMENT MATTERS**

**CHANGES IN PLANS AND EXTRA WORK**

Transmitting a Communication, dated August 23, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Re: Change in Plans and Extra Work

I herewith present the following recommendation for change in plans and extra work involved on this improvement in the City of Chicago.

AUTH. NO.	SECTION	DESCRIPTION	AMOUNT
1	04-B2229-02-RS Augusta Boulevard, Grand Avenue to Noble Street	Adjustment of quantities	\$61,747.19 (Addition)

The quantities as shown on the contract documents were estimated for bidding purposes only. This change represents the difference between the estimated quantities and actual field quantities of work performed with considerable increase to sidewalk removal and replacement due to severe deterioration which posed a hazard to the public.

I respectfully recommend approval by your Honorable Body.

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Roads and Bridges. (Comm. No. 273070). **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated August 25, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Re: Change in Plans and Extra Work

I herewith present the following recommendation for change in plans and extra work involved on this improvement in various villages of northern Cook County.

AUTH. NO.	SECTION	DESCRIPTION	AMOUNT
1	02-TSCMC-03-TL Traffic Signal Modernization (19 locations)	Adjustment of quantities and new items	\$61,126.50 (Addition)

In general, the quantities as shown on the contract documents were estimated for bidding purposes only. This change represents the difference between the estimated quantities and actual field quantities of work performed.

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Due to sixteen (16) more intersections being incorporated for L.E.D. retrofitting, additional quantities for various items were required. New items were also created for handholes and other work which was required but not included in the original contract.

I respectfully recommend approval by your Honorable Body.

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Roads and Bridges. (Comm. No. 273071). **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated August 23, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Re: Change in Plans and Extra Work

I herewith present the following recommendation for change in plans and extra work involved on this improvement in Lemont Township.

AUTH. NO.	SECTION	DESCRIPTION	AMOUNT
1	04-14130-90-RS Lemont Township (008T130) Various locations	Adjustment of quantities and new items	\$24,721.00 (Addition)

In general, the quantities as shown on the contract documents were estimated for bidding purposes only. This change represents the difference between the estimated quantities and actual field quantities of work performed.

New items were added for top soil and sodding in lieu of placing aggregate shoulder per the request of the Lemont Township Highway Department since the improved township roads are residential.

I respectfully recommend approval by your Honorable Body.

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Roads and Bridges. (Comm. No. 273072). **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated August 22, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Re: Change in Plans and Extra Work

I herewith present the following recommendation for change in plans and extra work involved on this improvement in the Villages of Glenview, Northfield and Skokie.

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AUTH. NO.	SECTION	DESCRIPTION	AMOUNT
2	03-W3443-03-RS Sunset Ridge Road, East Lake Avenue to Willow Road; and Old Orchard Road over the Edens Expressway	Adjustment of quantities and new items	\$91,096.20 (Deduction)

The quantities as shown on the contract documents were estimated for bidding purposes only. This change represents the difference between the estimated quantities and actual field quantities of work performed with savings in superpave level binder, binder, and surface courses and elimination of the expressway traffic control and protection item which was not required.

New items were added for work required but not provided on the original contract.

I respectfully recommend approval by your Honorable Body.

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Roads and Bridges. (Comm. No. 273073). **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated August 22, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Re: Change in Plans and Extra Work

I herewith present the following recommendation for change in plans and extra work involved on this improvement in the City of Blue Island and the Village of Alsip.

AUTH. NO.	SECTION	DESCRIPTION	AMOUNT
3	04-B7530-01-FP 123rd Street, Kedzie Avenue to Grand Trunk Western Railroad; 123rd Street at Cicero Avenue; 123rd Street at Kedzie Avenue; and Pulaski Road at 126th Street	Adjustment of quantities and new items	\$18,933.30 (Addition)

In general, the quantities as shown on the contract documents were estimated for bidding purposes only. This change represents the difference between the estimated quantities and actual field quantities of work performed.

Due to utility conflict, the proposed 36" storm sewer line was moved more than 10 feet away from the existing water main allowing reinforced cement concrete pipe (RCCP) be installed in lieu of ductile iron pipe. Also where a section of 24" storm sewer line at Cicero Avenue and 123rd Street was within 10 feet of the existing water main, ductile iron pipe was installed instead of reinforced cement concrete pipe (RCCP) to meet Illinois Environmental Protection Agency (IEPA) requirements.

I respectfully recommend approval by your Honorable Body.

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Roads and Bridges. (Comm. No. 273074). **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated August 22, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Re: Change in Plans and Extra Work

I herewith present the following recommendation for change in plans and extra work involved on this improvement in the Village of Hoffman Estates.

AUTH. NO.	SECTION	DESCRIPTION	AMOUNT
4	92-V4741-04-RP Bartlett Road, Golf Road to Shoe Factory Road	Adjustment of quantities and new items	\$190,238.42 (Deduction)

The quantities as shown on the contract documents were estimated for bidding purposes only. This change represents the difference between the estimated quantities and actual field quantities of work performed with savings due to less aggregate subgrade, earth excavation and formed concrete repair (depth equal or less than 5 inches) being required and the elimination of the contract extra work item.

New items were added for installation of an inlet box, restoration of landscaping due to a design change and special formed concrete repair.

I respectfully recommend approval by your Honorable Body.

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Roads and Bridges. (Comm. No. 237075). **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated August 25, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Re: Change in Plans and Extra Work

I herewith present the following recommendation for change in plans and extra work involved on this improvement in the Village of Park Forest and unincorporated Rich Township.



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AUTH. NO.	SECTION	DESCRIPTION	AMOUNT
8	01-C1130-04-FP Group 6-2003: Sauk Trail, Central Park Avenue to Western Avenue; and Vollmer Road at Butterfield Creek	Adjustment of quantities and new items	\$185,002.84 (Addition)

The quantities as shown on the contract documents were estimated for bidding purposes only. This change represents the difference between the estimated quantities and actual field quantities of work performed.

New items were added for various electrical and storm sewer work, which was required but not provided in the original contract.

I respectfully recommend approval by your Honorable Body.

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Roads and Bridges. (Comm. No. 273076). **The motion carried unanimously.**

**REPORT**

Transmitting a Communication from

WALLY S. KOS, P.E., Superintendent of Highways

Submitting the Bureau of Construction's Progress Report for the month ending August 31, 2005.

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the communication be referred to the Committee on Roads and Bridges. (Comm. No. 273077). **The motion carried unanimously.**

**RESOLUTIONS**

Transmitting a Communication, dated August 30, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Letter of Supplemental Agreement between the County of Cook and Wiss, Janney, Elstner Associates, Inc.

Additional Phase II engineering services

Central Avenue,

Stevenson Expressway (I-55) to 39th Street

in the Village of Stickney

Section: 02-04624-04-EG

Centerline Mileage: 0.77 miles

Fiscal Impact: \$7,825.00 from the Motor Fuel Tax Fund (600-600 Account)

**05-R-426  
RESOLUTION**

**RESOLVED**, by the Members of the Board of Commissioners of Cook County, Illinois, on behalf of the County of Cook, to authorize and direct its President, to execute, by original signature or his authorized signature stamp, three (3) copies of a Supplemental Agreement, submitted, with Wiss, Janney, Elstner Associates, Inc. for additional Phase II Engineering Services required to complete the bridge inspections and documentation for its Central Avenue, Stevenson Expressway (I-55) to 39th Street Improvement, (Section: 02-04624-04-EG), said additional services to include installation, monitoring and removal of an inclinometer, data reduction and additional analysis; and, that the County has agreed to compensate Wiss, Janney, Elstner Associates, Inc. for such additional work in the amount not to exceed \$7,825.00; and the Highway Department is authorized and directed to return a copy of this Resolution and Agreement to the firm and authorize said firm to proceed at the Department's discretion.

September 20, 2005

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated August 30, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Addendum to Right-of-Way Acquisition of Land Resolution  
Subsequent changes to the design geometrics necessitates the acquisition of additional private property  
Potter Road,  
Dempster Street to Evanston-Elgin (Golf) Road  
in the City of Des Plaines and unincorporated Maine Township  
Section: 85-W8140-01-RP  
Fiscal Impact: \$344,250.00 from the Motor Fuel Tax Fund (600-600 Account)

**05-R-427  
RESOLUTION**

**ADDENDUM TO RIGHT-OF-WAY ACQUISITION RESOLUTION**

ROAD:	Potter Road
FROM:	Dempster Street to Evanston-Elgin (Golf) Road
SECTION:	85-W8140-01-RP
PLAT NO.:	868

**WHEREAS**, the Board of Commissioners of Cook County, Illinois, on January 7, 1985, adopted a Resolution providing for the improvement and construction of County Highway W81, commonly known as Potter Road; and

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**WHEREAS**, the County Board, on February 4, 1991, adopted a Resolution authorizing and directing the County Superintendent of Highways to negotiate for the acquisition of right-of-way needed for the improvement of Section: 85-W8140-01-RP of said County Highway; and

**WHEREAS**, subsequent revisions in the design geometrics require that additional private property be acquired for such improvement pursuant to authority granted under the Illinois Highway Code, 605 ILCS (2000) 5/5-801; and

**WHEREAS**, the private property to be taken consists of real property legally described in the exhibits submitted herewith.

**NOW, THEREFORE, BE IT, AND IT IS HEREBY RESOLVED**, by the Cook County Board of Commissioners that the Cook County Superintendent of Highways is hereby authorized, empowered and directed on behalf of the County of Cook to negotiate with the owner(s), and/or any parties of interest in the property described herein, for the purpose of establishing just compensation to be paid for the property; and

**IT IS HEREBY FURTHER RESOLVED**, that in the event the parties cannot agree on the just compensation to be paid for the acquisition of the property, the State's Attorney for Cook County, Illinois shall institute legal proceedings in a court of competent jurisdiction for the purpose of determining the just compensation to be paid pursuant to the 735 ILCS (2000) 5/7-101. Furthermore, the State's Attorney is authorized and directed to do any and all acts necessary and proper for the acquisition of the property described herein.

September 20, 2005

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the Right-of-Way Land Acquisition Resolution be approved and adopted. **The motion carried unanimously.**

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Transmitting a Communication, dated August 25, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Right-of-Way Acquisition of Land Resolution

Walters Avenue,

Waukegan Road to Lee Road

in the Village of Northbrook

Section: 04-A7322-03-FP

Fiscal Impact: \$265,700.00 from the Motor Fuel Tax Fund (600-600 Account)

**05-R-428  
RESOLUTION**

**RIGHT-OF-WAY ACQUISITION RESOLUTION**

ROAD:	Walters Avenue
FROM:	Waukegan Road to Lee Road
SECTION:	04-A7322-03-FP
PLAT NO.:	966

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**WHEREAS**, a public highway, commonly known as Walters Avenue namely County Highway A73, has been designated and selected by the Cook County Board of Commissioners as a County Highway pursuant to its authority under the Illinois Highway Code, 605 ILCS (2000) 5/2-102 and such designation and selection of the County Highway has been approved by the Illinois Department of Transportation ("Department"); and

**WHEREAS**, said County Highway is shown on a map that has been approved by the Department, a copy of which is on file with the County Clerk of Cook County, Illinois, as well as with the Department, as provided by statute; and

**WHEREAS**, the County Board, on May 4, 2004 adopted a Resolution providing for the improvement of Section: 04-A7322-03-FP of said County Highway; and

**WHEREAS**, the Resolution has been approved by the Department; and

**WHEREAS**, the County Board has adopted a Resolution stating that the public interest requires the improvement of the above mentioned Section of the County Highway and has requested of the Department that the County Highway be constructed and improved by law; and

**WHEREAS**, the Department did consider the desirability and importance of the proposed improvement and determined that the construction will be practically possible; and

**WHEREAS**, the Department determined that the improvement will be of public utility and convenience and after such consideration certified its approval of the proposed improvement to the Cook County Board of Commissioners; and

**WHEREAS**, having the Department's approval the Cook County Superintendent of Highways caused to be prepared proper surveys, maps, plans, specifications and estimates of cost of the proposed improvement; and

**WHEREAS**, said plans and surveys require that private property be taken for such improvement pursuant to authority granted under the 605 ILCS (2000) 5/5-801; and

**WHEREAS**, the private property to be taken consists of real property legally described in the exhibits submitted herewith.

**NOW, THEREFORE, BE IT, AND IT IS HEREBY RESOLVED**, by the Cook County Board of Commissioners that the Cook County Superintendent of Highways is hereby authorized, empowered and directed on behalf of the County of Cook to negotiate with the owner(s), and/or any parties of interest in the property described herein, for the purpose of agreeing to the compensation to be paid for the property; and

**IT IS HEREBY FURTHER RESOLVED**, that in the event the parties cannot agree on the just compensation to be paid for the taking of the property, the State's Attorney for Cook County, Illinois shall institute legal proceedings in a court of competent jurisdiction for the purpose of determining the just compensation to be paid pursuant to the 735 ILCS (2000) 5/7-101. Furthermore, the State's Attorney is authorized and directed to do any and all acts necessary and proper for the acquisition of the property described herein.

September 20, 2005

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the Right-of-Way Land Acquisition Resolution be approved and adopted. **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated August 25, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Right-of-Way Acquisition of Land Resolution

Lee Road,

Walters Avenue to Dundee Road

in the Village of Northbrook

Section: 04-A7323-01-FP

Fiscal Impact: \$606,600.00 from the Motor Fuel Tax Fund (600-600 Account)

**05-R-429  
RESOLUTION**

**RIGHT-OF-WAY ACQUISITION RESOLUTION**

ROAD:	Lee Road
FROM:	Walters Avenue to Dundee Road
SECTION:	04-A7323-01-FP
PLAT NO.:	968

**WHEREAS**, a public highway, commonly known as Lee Road namely County Highway A73, has been designated and selected by the Cook County Board of Commissioners as a County Highway pursuant to its authority under the Illinois Highway Code, 605 ILCS (2000) 5/2-102 and such designation and selection of the County Highway has been approved by the Illinois Department of Transportation ("Department"); and

**WHEREAS**, said County Highway is shown on a map that has been approved by the Department, a copy of which is on file with the County Clerk of Cook County, Illinois, as well as with the Department, as provided by statute; and

**WHEREAS**, the County Board, on May 4, 2004 adopted a Resolution providing for the improvement of Section: 04-A7323-01-FP of said County Highway; and

**WHEREAS**, the Resolution has been approved by the Department; and

**WHEREAS**, the County Board has adopted a Resolution stating that the public interest requires the improvement of the above mentioned Section of the County Highway and has requested of the Department that the County Highway be constructed and improved by law; and

**WHEREAS**, the Department did consider the desirability and importance of the proposed improvement and determined that the construction will be practically possible; and

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**WHEREAS**, the Department determined that the improvement will be of public utility and convenience and after such consideration certified its approval of the proposed improvement to the Cook County Board of Commissioners; and

**WHEREAS**, having the Department's approval the Cook County Superintendent of Highways caused to be prepared proper surveys, maps, plans, specifications and estimates of cost of the proposed improvement; and

**WHEREAS**, said plans and surveys require that private property be taken for such improvement pursuant to authority granted under the 605 ILCS (2000) 5/5-801; and

**WHEREAS**, the private property to be taken consists of real property legally described in the exhibits submitted herewith.

**NOW, THEREFORE, BE IT, AND IT IS HEREBY RESOLVED**, by the Cook County Board of Commissioners that the Cook County Superintendent of Highways is hereby authorized, empowered and directed on behalf of the County of Cook to negotiate with the owner(s), and/or any parties of interest in the property described herein, for the purpose of agreeing to the compensation to be paid for the property; and

**IT IS HEREBY FURTHER RESOLVED**, that in the event the parties cannot agree on the just compensation to be paid for the taking of the property, the State's Attorney for Cook County, Illinois shall institute legal proceedings in a court of competent jurisdiction for the purpose of determining the just compensation to be paid pursuant to the 735 ILCS (2000) 5/7-101. Furthermore, the State's Attorney is authorized and directed to do any and all acts necessary and proper for the acquisition of the property described herein.

September 20, 2005

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the Right-of-Way Land Acquisition Resolution be approved and adopted. **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated September 20, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Completion of Construction Approval Resolution  
2004 Resurfacing Project  
Various locations in Palos Township (019T122)  
Section: 04-26122-90-RS

The contract price of this project was \$556,970.50 and final cost is \$487,072.82. The decrease was due to B.C. No. 1, approved by the County Board as the job progressed, and B.C. No. 2, the final adjustment of quantities.

**05-R-430  
RESOLUTION**

**APPROVAL RESOLUTION**

**WHEREAS**, the improvement, at various locations in Palos Township (0919T122) with Section: 04-266122-90-RS, consisting of milling the existing bituminous surface along Creek Road, East and West Tanglewood Circle, a portion of Mill Road, Sandburg Court, Parkside Drive, Mission Drive and the Sandburg Glen subdivision to a depth of 1-1/2 inches, resurfacing these roads with Leveling Binder (Machine Method), as required, Bituminous Concrete Surface Course, Mixture C, N50 (1-1/2 inch), microsurfacing the remaining streets, replacement of distressed pavement areas with Class D Patches, traffic protection and miscellaneous appurtenances, has been completed under the supervision and to the satisfaction of the Superintendent of Highways; and

**WHEREAS**, the aforesaid improvement has been satisfactorily completed in accordance with the provisions and stipulations of aforesaid contract, now, therefore,

**BE IT RESOLVED**, that the work and construction of aforesaid contract be, and hereby, is approved.

September 20, 2005

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the Approval Resolution be approved and adopted. **The motion carried unanimously.**

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Transmitting a Communication, dated September 20, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Completion of Construction Approval Resolution  
Lake-Cook Road,  
Waukegan Road to Winona Road  
in the City of Highland Park and the Villages of Deerfield and Northbrook  
Section: 02-A5021-06-RP

The contract price of this project was \$1,999,987.10 and final cost is \$2,203,927.09. The increase was due to B.C. Nos. 1 through 3, approved by the County Board as the job progressed, and B.C. No. 4, the final adjustment of quantities.

**05-R-431  
RESOLUTION**

**APPROVAL RESOLUTION**

**WHEREAS**, the improvement of Lake-Cook Road from Waukegan Road to Winona Road with Section: 02-A5021-06-RP, consisting of removal and replacement of existing concrete pavement where it has shown signs of failure with Class B Patches, Class B Patches, Special, or P.C.C. of Pavement (10"), as shown on the plans and as directed by the engineer, adjusting or reconstructing existing drainage structures where necessary, removing and replacing Concrete Material, Type "B" as directed by the engineer, diamond grinding, concrete pavement, traffic protection, and miscellaneous appurtenances, has been regularly awarded by the Board of County Commissioners for construction as a County Highway improvement; and



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**WHEREAS**, the aforesaid improvement has been satisfactorily completed in accordance with the provisions and stipulations of aforesaid contract, now, therefore,

**BE IT RESOLVED**, that the work and construction of aforesaid contract be, and hereby, is approved.

September 20, 2005

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the Approval Resolution be approved and adopted. **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated September 20, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Completion of Construction Approval Resolution  
Group 4-2003:  
Ela Road at Salt Creek; and  
Ela Road at Palatine Road  
in the Village of Inverness  
Section: 93-V5744-02-DR

The contract price of this project was \$1,082,701.31 and final cost is \$1,035,212.78. The decrease was due to B.C. Nos. 1, 2 and 3, approved by the County Board as the job progressed, and B.C. No. 4, the final adjustment of quantities.

**05-R-432  
RESOLUTION**

**APPROVAL RESOLUTION**

**WHEREAS**, the improvement, Group 4-2003, Section: 93-V5744-02-DR, consisting of the improvement of Ela Road at Salt Creek with reconstruction of Ela Road from Pheasant Trail to Camoustie Lane to a width of 7.2 meters along with 0.9 meter full depth bituminous shoulders with Subbase Granular Material, Type B, Bituminous Base, Binder and Surface Superpave Courses, the removal of the existing Salt Creek culvert and replacement with a precast concrete culvert (1800 x 1500mm), ditch grading, tree removal, guardrail removal, detour routing, sodding, striping and other related work and the improvement of Ela Road at Palatine Road by milling the existing pavement, base course widening with Bituminous Base Course, and resurfacing with Leveling Binder (Machine Method), Bituminous Concrete Binder and Surface Superpave Courses, drainage additions and adjustments, traffic signal installation, tree removal, sodding, signing, stripping, traffic protection and all other work as required to complete the improvement and miscellaneous appurtenances has been regularly awarded by the Board of County Commissioners for construction as a County Highway improvement; and

**WHEREAS**, the aforesaid improvement has been satisfactorily completed in accordance with the provisions and stipulations of aforesaid contract, now, therefore,

**BE IT RESOLVED**, that the work and construction of aforesaid contract be, and hereby, is approved.

September 20, 2005



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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the Approval Resolution be approved and adopted. **The motion carried unanimously.**

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Transmitting a Communication, dated September 20, 2005 from

WALLY S. KOS, P.E., Superintendent of Highways

Completion of Construction Approval Resolution (Revised)  
East River Road at Ballard Road  
in the City of Des Plaines  
Section: 97-W7840-03-CH

The contract price of this project was \$460,519.12 and final cost is \$510,070.59. The increase was due to B.C. Nos. 1 and 2, approved by the County Board as the job progressed, and B.C. No. 3, the final (revised) adjustment of quantities.

**05-R-433  
RESOLUTION**

**APPROVAL RESOLUTION**

**WHEREAS**, the improvement known as East River Road at Ballard Road, Section: 97-W7840-03-CH, consisting of bituminous surface removal and resurfacing with Leveling Binder (Machine Method), Bituminous Concrete Binder Course and Bituminous Concrete Surface Course, Mixture D, Class I, Type 2, including Bituminous Base Course for pavement widening, bituminous shoulder, full depth pavement repair in distressed areas, drainage work, landscaping, traffic protection, other related road work and miscellaneous appurtenances has been regularly awarded by the Board of County Commissioners for construction as a County Highway improvement; and

**WHEREAS**, the aforesaid improvement has been satisfactorily completed in accordance with the provisions and stipulations of aforesaid contract, now, therefore,

**BE IT RESOLVED**, that the work and construction of aforesaid contract be, and hereby, is approved.

September 20, 2005

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Commissioner Hansen, seconded by Commissioner Silvestri, moved that the Approval Resolution be approved and adopted. **The motion carried unanimously.**

**(SHERIFF'S) IMPACT INCARCERATION DEPARTMENT**

**PERMISSION TO ADVERTISE**

Transmitting a Communication from

MICHAEL F. SHEAHAN, Sheriff of Cook County

by

PATRICK M. DURKIN, Boot Camp Director, Sheriff's Impact Incarceration Department

requesting authorization for the Purchasing Agent to advertise for bids for the purchase of wearing apparel.

Contract period: March 7, 2006 through March 6, 2009. (235-320 Account). Requisition No. 62350017.

Approval of this item would commit fiscal year 2006 and future year funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

**OFFICE OF THE CHIEF JUDGE**

**CONTRACT RENEWAL**

Transmitting a Communication from

TIMOTHY C. EVANS, Chief Judge, Circuit Court of Cook County

requesting authorization for the Purchasing Agent to renew Contract No. 04-45-837 with Treatment Alternatives for Safe Communities, Inc. (TASC), Chicago, Illinois, for services to provide initial screening, assessment, diagnostic services, and substance abuse testing for minors considered for acceptance.

Reason: The Juvenile Court Drug Treatment Program serves minors with drug-related offenses who have been identified by the Juvenile Probation and Court Services Department to be in need of intervention, treatment services, and supervision. The program serves nonviolent delinquent minors residing in and around the Austin and Lawndale communities in Chicago.

Estimated Fiscal Impact: \$74,495.00 [Year 2005: \$12,416.00 - (326-249 Account); and Year 2006: \$62,079.00 - (326-298 Account)]. Contract period: October 1, 2005 through September 30, 2006. Requisition Nos. 52360022 and 62360001.

Approval of this item would commit Fiscal Year 2006 funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to renew the requested contract. **The motion carried unanimously.**

**JUDICIAL ADVISORY COUNCIL**

**GRANT AWARDS**

Transmitting a Communication, dated August 29, 2005 from

DANIEL J. COUGHLIN, Executive Director, Judicial Advisory Council

approval is hereby requested for an Intergovernmental Cooperation and Grant Agreement between the City of Chicago and the County of Cook to provide Cook County with \$1,054,436.00 under the Local Law Enforcement Block Grant (LLEBG) 2004 Spending Plan. A copy of the proposed Agreement between the City of Chicago and Cook County and a detailed spending plan have been submitted. This plan has been prepared in accordance with the guidelines established by the U.S. Department of Justice. Permission is hereby requested to enter into sole source agreements with the State's Attorney, the Sheriff, the Chief Judge, Suburban County Communities, and various non-profit organizations providing services pursuant to the combined operation of the Project B.A.D.G.E. (Balanced Approach to Drug and Gang Elimination), and that the Executive Director of the Cook County Judicial Advisory Council, or his designee, on behalf of Cook County, be authorized to execute any and all necessary documents to further the project approval therein, including, but not limited to, the Subgrantee Agreement and any modifications thereto.

This grant requires \$117,159.00 cash match.

This grant does not require an application process.

The authorization to accept the previous grant was given on October 5, 2004 by the Cook County Board of Commissioners in the amount of \$2,869,767.00 including a cash match of \$286,927.00.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: \$117,159.00. Grant Award: \$1,054,436.00. Funding period: November 2, 2004 through November 1, 2006. (205-818 Account).

Approval of this item would commit Fiscal Year 2006 funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Executive Director of the Judicial Advisory Council be approved. **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated August 31, 2005 from

DANIEL J. COUGHLIN, Executive Director, Judicial Advisory Council

requesting authorization to accept a grant award from the Illinois Emergency Management Agency (IEMA) to provide Cook County with \$22,465,000.00 under the Federal Fiscal Year 2005 Urban Area Security Initiative. This plan has been prepared in accordance with the guidelines established by the United States Department of Homeland Security. These funds will provide for a continuation of the installation of a state-of-the-art interoperable wireless communication system to be used by emergency responders throughout Cook County, the purchase and staging of medical supplies and equipment, assessment and hardening of critical infrastructure, and the training and exercising of emergency responders. Permission is hereby requested to enter into agreements with the Sheriff, other Cook County agencies, political subdivisions of Cook County and non-profit agencies with respect to the distribution of these funds and the activities required to implement the programs funded through the grant which is part of the Cook County Urban Area Security Initiative known as the Cook County Shield Project and that the Executive Director of the Cook County Judicial Advisory Council, or his designee, on behalf of Cook County, be authorized to execute any and all necessary documents to further the project approval therein, including, but not limited to, the Subgrantee Agreement and any modifications thereto.

The authorization to accept the previous grant was given on May 4, 2004 by the Cook County Board of Commissioners in the amount of \$16,869,672.00.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: None. Grant Award: \$22,465,000.00. Funding period: Date of Final Execution by the Grantor (Illinois Emergency Management Agency) through December 31, 2006.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Executive Director of the Judicial Advisory Council be approved. **The motion carried unanimously.**

## **DEPARTMENT FOR MANAGEMENT OF INFORMATION SYSTEMS**

### **CONTRACT**

Transmitting a Communication from

STANLEY A. MOLIS, Director, Department for Management of Information Systems

requesting authorization for the Purchasing Agent to enter into a contract with Group I Software, Lanham, Maryland, for the annual maintenance for proprietary software products.

Reason: This software is used for mass mailings to determine zip codes, carrier and route numbers. It enables the County to receive the lowest postal mailing rate available. Maintenance for this proprietary software is only available through this vendor.

Estimated Fiscal Impact: \$25,032.00. Contract period: October 1, 2005 through September 30, 2006. (012-441 Account). Requisition No. 50120050.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

**OAK FOREST HOSPITAL OF COOK COUNTY**

**PROPOSED MEDICAL APPOINTMENT**

Transmitting a Communication, dated September 7, 2005 from

SYLVIA EDWARDS, Acting Chief Operating Officer, Oak Forest Hospital of Cook County

The initial appointment presented has been professionally reviewed and recommended for the status shown. The Board of Commissioners will be notified confidentially when there are physicians herein who have any malpractice claims or professional sanctions when such specific cases have not previously been presented to the Board of Commissioners. Additional information concerning such matters will be available on a confidential basis through the Secretary of the Board.

**INITIAL APPOINTMENT**

**Physician:**

<b><u>Name</u></b>	<b><u>Department/Division</u></b>	<b><u>Status</u></b>
Naseeruddin, Sameer, M.D. Account #133, Budget #8980030, Position ID No. 0500349	Medicine	Visiting Consultant

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This item was WITHDRAWN at the request of the sponsor.

**CONTRACT RENEWAL**

Transmitting a Communication from

SYLVIA EDWARDS, Acting Chief Operating Officer, Oak Forest Hospital of Cook County

requesting authorization for the Purchasing Agent to renew Contract No. 04-42-531 with Khursheed A. Mallick, M.D., Downers Grove, Illinois, to provide attending urology services.

Reason: Dr. Khursheed A. Mallick will provide attending urology services which will include participation in the on-call schedule for inpatients, outpatients, clinics and the operating room. During this time period, the hospital will be working with the Department of Urology at Stroger Hospital of Cook County to jointly recruit a physician for this position.

Estimated Fiscal Impact: \$183,137.00. Contract period: December 1, 2005 through November 30, 2006. (898-260 Account). Requisition No. 68980035.

Approval of this item would commit Fiscal Year 2006 funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to renew the requested contract. **The motion carried unanimously.**

**PROVIDENT HOSPITAL OF COOK COUNTY**

**CONTRACT**

Transmitting a Communication from

JOHN A. FAIRMAN, SR., Chief Operating Officer, Provident Hospital of Cook County

requesting authorization for the Purchasing Agent to enter into a contract with Philips Medical Systems, Warrenville, Illinois, for the purchase of an electrocardiogram (ECG) management system.

Reason: Philips Medical Systems is the manufacturer and only known source of an ECG management system compatible with the existing patient monitoring system. The system allows for recording and analysis of patient ECG waveforms to assist in the diagnosis and treatment of patients.

Estimated Fiscal Impact: \$76,040.00. One time purchase. (717/891-540 Account). Requisition No. 58910602.

Sufficient funds have been appropriated to cover this request.

Purchasing Agent concurs.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

**DEPARTMENT OF PUBLIC HEALTH**

**GRANT AWARD ADDENDUM**

Transmitting a Communication, date August 31, 2005 from

STEPHEN A. MARTIN, JR., Ph.D., M.P.H., Chief Operating Officer, Department of Public Health

requesting authorization to accept a supplemental grant award in the amount of \$593,742.00 from the Illinois Department of Public Health (IDPH) for bioterrorism and emergency preparedness response. The purpose of this grant is to maintain a suburban Cook County emergency response preparedness plan for incidents of bioterrorism, infectious disease outbreaks and public health threats and emergencies.

The authorization to accept the previous grant was given on January 5, 2005 by the Cook County Board of Commissioners in the amount of \$1,499,013.00.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: None. Supplemental Grant Award: \$593,742.00. ~~Funding period extension: August 31, 2005 through August 30, 2006.~~

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Chief Operating Officer of the Department of Public Health be approved, as amended. **The motion carried unanimously.**

#### GRANT AWARD RENEWALS

Transmitting a Communication, dated August 31, 2005 from

STEPHEN A. MARTIN, JR., Ph.D., M.P.H., Chief Operating Officer, Department of Public Health

requesting authorization to renew a ~~grant~~ budget in the amount of \$1,181,295.00 from the U.S. Department of Housing and Urban Development to provide mental health, medical, and environmental services for homeless persons.

This grant does not require an application process; the funding is automatically renewed.

The authorization to accept the previous grant was given on August 1, 2002, in the amount of \$1,767,299.00 by the Cook County Board of Commissioners.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: None. Community Partners Cash Match: \$227,175.00. Grant Award: Grant Award: ~~\$1,181,295.00~~ 954,120.00. Funding period: August 1, 2005 through July 31, 2007.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Chief Operating Officer of the Department of Public Health be approved, as amended. **The motion carried unanimously.**

\* \* \* \* \*

Transmitting a Communication, dated August 31, 2005 from

STEPHEN A. MARTIN, JR., Ph.D., M.P.H., Chief Operating Officer, Department of Public Health

requesting authorization to renew a grant in the amount of \$1,499,013.00 from the Illinois Department of Public Health (IDPH) to maintain a suburban Cook County emergency response preparedness plan for incidents of bioterrorism, infectious disease outbreaks and public health threats and emergencies.

The authorization to accept the previous grant was given on January 5, 2005 by the Cook County Board of Commissioners in the amount of \$1,499,013.00.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: None. Grant Award: \$1,499,013.00. Funding period: August 31, 2005 through August 30, 2006.



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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Chief Operating Officer of the Department of Public Health be approved. **The motion carried unanimously.**

**CONTRACT**

Transmitting a Communication from

STEPHEN A. MARTIN, JR., Ph.D., M.P.H., Chief Operating Officer, Department of Public Health

requesting authorization for the Purchasing Agent to enter into contracts with the following vendors to provide medical and mental health needs of homeless persons and to assist them to obtain and remain in permanent housing, increase skills and or income and achieve greater self determination:

<u>REQ. NO.</u>	<u>VENDOR</u>	<u>AMOUNT</u>
57575102	B.E.D.S. LaGrange, Illinois	\$92,846.00
57575105	Family Services & Mental Health Center of Oak Park & River Forest Oak Park, Illinois	\$158,154.00
57575106	South Suburban Council on Alcoholism and Substance Abuse East Hazel Crest, Illinois	\$62,840.00

Reason: These vendors were selected because of their long experience in providing medical and mental health to the homeless. These agencies were submitted to the grantor, Housing Urban Development (HUD), and were approved in the HUD grant application.

Estimated Fiscal Impact: None. Grant funded amount: \$313,840.00 (\$156,920.00 per year). Contract period: August 1, 2005 through July 31, 2007. (757-260 Account).

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contracts. **The motion carried unanimously.**

**CONTRACT RENEWAL**

Transmitting a Communication from

STEPHEN A. MARTIN, JR., Ph.D., M.P.H., Chief Operating Officer, Department of Public Health

requesting authorization for the Purchasing Agent to renew contracts with the following vendors to provide medical and mental health needs of homeless persons and to assist them to obtain and remain in permanent housing, increase skills and or income and achieve greater self determination:

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<u>REQ. NO.</u>	<u>VENDOR</u>	<u>AMOUNT</u>
57575101	Access Community Health Network, Chicago, Illinois Contract No. 03-43-509	\$252,221.00
57575103	Community Care Options Berwyn, Illinois Contract No. 03-41-450	\$158,564.00
57575104	Grand Prairie Services Tinley Park, Illinois Contract No. 03-43-559	\$157,164.00
57575107	South Suburban PADS Homewood, Illinois Contract No. 03-41-451	\$148,220.00
57575108	West Suburban PADS Oak Park, Illinois Contract No. 03-41-436	\$128,162.00

Reason: The agencies were selected because of their long experience in providing medical and mental health needs to homeless persons. These vendors were submitted to the grantor, The U.S. Department of Housing and Urban Development (HUD), and were approved in the HUD grant application. The expiration date of the current contracts was July 31, 2005.

Estimated Fiscal Impact: None. Grant funded amount: \$844,331.00 (\$422,165.50 per year). Contract period: August 1, 2005 through July 31, 2007. (757-260 Account).

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to renew the requested contracts. **The motion carried unanimously.**

**REAL ESTATE MANAGEMENT DIVISION**

**REAL ESTATE MATTER**

Transmitting a Communication, dated September 1, 2005 from

JOHN W. DAVIS, Director, Real Estate Management Division

requesting approval of the first amendment to lease between the County of Cook, as "Landlord", and Art-In-The-Center, Inc., an Illinois not-for-profit corporation as "Tenant". Tenant is the owner of the Miro Sculpture, which is located in the Plaza at 69 West Washington pursuant to a lease executed February 24, 1981 with the prior owner of the building.

The first amendment modifies the lease by permitting the County to place a memorial bench within the premises previously demised to the Tenant.

Approval recommended.

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Commissioner Steele, seconded by Commissioner Silvestri, moved that the first amendment to the lease be approved. **The motion carried unanimously.**

**OFFICE OF THE SHERIFF**

**APPROVAL OF PAYMENTS**

Transmitting a Communication, dated July 29, 2005 from

MICHAEL F. SHEAHAN, Sheriff of Cook County

requesting approval of payment in the amount of \$35,300.72 to Hinshaw & Culbertson, Attorneys at Law, Chicago, Illinois, for professional services rendered regarding Davis v. Sheahan, et al., Case No. 03-C-1768. Attorneys from Hinshaw & Culbertson are the Special State's Attorneys representing the Sheriff's Office on this case.

At the July 6, 2005 Litigation Subcommittee meeting, the subcommittee concurred with the invoice amount listed above for payment.

Estimated Fiscal Impact: \$35,300.72. (249-260 Account).

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the payment to Hinshaw & Culbertson, Attorneys at Law be made. **The motion carried.**

**Commissioner Hansen voted "present" on the above item.**

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Transmitting a Communication, dated July 29, 2005 from

MICHAEL F. SHEAHAN, Sheriff of Cook County

requesting approval of payment in the amount of \$75,732.36 to Hinshaw & Culbertson, Attorneys at Law, Chicago, Illinois, for professional services rendered regarding Bullock v. Sheahan, et al., Case No. 04-C-1051. Attorneys from Hinshaw & Culbertson are the Special State's Attorneys representing the Sheriff's Office on this case.

At the July 6, 2005 Litigation Subcommittee meeting, the subcommittee concurred with the invoice amount listed above for payment.

Estimated Fiscal Impact: \$75,732.36 [\$50,000.00 - (212-260 Account); and \$25,732.36 - (231-249 Account)].

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the payment to Hinshaw & Culbertson, Attorneys at Law be made. **The motion carried.**

**Commissioner Hansen voted "present" on the above item.**

**OFFICE OF THE STATE'S ATTORNEY**

**GRANT RENEWAL APPLICATIONS**

Transmitting a Communication, dated September 1, 2005 from

DENNIS MANZKE, Chief of the Administrative Services Bureau, State's Attorney's Office

requesting authorization to apply for a grant renewal in the amount of \$130,757.00 from the Illinois Criminal Justice Information Authority (ICJIA) to provide one (1) year of funding for three (3) positions in the Prosecutor Based Victim Assistance Services to Survivors of Homicide Victims Program. In addition, critical ongoing monthly support groups for adult and Spanish-speaking survivors of homicide victims as well as a court orientation series are provided through this initiative.

This grant requires a 25% match for this program. The match commitment for this program is a cash match that supports a portion of the fringe benefits for the three (3) homicide specialists as well as the court orientation series, the three (3) adult support groups held in Markham, Des Plaines and Oak Park, and the two (2) Spanish-speaking support groups held at 2650 South California and Oak Park.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: \$69,844.00 (Required Match: \$32,689.00; and Over Match: \$37,155.00). Grant Award: \$130,757.00. Funding period: October 24, 2005 through October 23, 2006. (250-818 Account).

Approval of this item would commit Fiscal Year 2006 funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Chief of the Administrative Services Bureau of the State's Attorney's Office be approved. **The motion carried unanimously.**

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Transmitting a Communication, dated September 1, 2005 from

DENNIS MANZKE, Chief of the Administrative Services Bureau, State's Attorney's Office

requesting authorization to apply for a grant renewal in the amount of \$200,000.00 from the Illinois Criminal Justice Information Authority (ICJIA) to provide one (1) year of funding for five (5) positions in the Prosecutor Based Victim Assistance Services – Underserved Populations Program. The program currently funds two (2) Polish-speaking victim specialists, two (2) Spanish-speaking victim specialists and one (1) Traffic Court specialist who work in the Victim Witness Assistance Program.

This grant requires that the office match 25% of the grant award. The match commitment for this program consists of both cash and in-kind contributions, supporting the salary and fringe benefits of one (1) of the Spanish-speaking specialists and a portion of the salary and fringe benefits for one (1) of the Polish-speaking specialists.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: \$108,154.00 [\$40,740.00 – (250-818 Account); and \$67,414.00 – (250-110 Account)]. Grant Award: \$200,000.00. Funding period: October 1, 2005 through September 30, 2006.

Approval of this item would commit Fiscal Year 2006 funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Chief of the Administrative Services Bureau of the State's Attorney's Office be approved. **The motion carried unanimously.**

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Transmitting a Communication, dated August 30, 2005 from

DENNIS MANZKE, Chief of the Administrative Services Bureau, State's Attorney's Office

requesting authorization to apply for a grant renewal in the amount of \$220,530.00 from the Illinois Criminal Justice Information Authority (ICJIA) for the Specialized Victim Assistance Services Program. This grant provides continued funding for one (1) juvenile court victim specialist, three (3) victim compensation specialists, one (1) disabilities specialist and one (1) senior specialist who works in the Victim Witness Assistance Unit. This grant also provides a monthly supports group for senior victims of crime.

This grant requires that the office match 25% of the grant award. The match commitment for this program is a cash match that supports the salary of one (1) of the victim specialist, the majority of the fringe benefits of all six (6) grant-funded victim specialists and the senior support group facilitator payments.

The Budget Department has reviewed this item, and all requisite documents have been submitted.

Estimated Fiscal Impact: \$113,434.00 (Required Match: \$55,133.00; and Over Match: \$58,301.00). Grant Award: \$220,530.00. Funding period: October 1, 2005 through September 30, 2006. (250-818 Account).

Approval of this item would commit Fiscal Year 2006 funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Chief of the Administrative Services Bureau of the State's Attorney's Office be approved. **The motion carried unanimously.**

#### PENDING LITIGATION

Transmitting a Communication, dated September 1, 2005 from

PATRICK T. DRISCOLL, JR., Deputy State's Attorney, Chief, Civil Actions Bureau

respectfully request permission to discuss the following cases with the Board or the appropriate committee thereof:

1. Simon, Darlene Coleman v. County of Cook, Oak Forest Hospital, Case No. 03-L-2137 (Comm. No. 273066).
2. Josef Szuba v. Sheahan, Case No. 05-C-1167 (Comm. No. 273067).

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the communications be referred to the Litigation Subcommittee. **The motion carried unanimously.**

**STROGER HOSPITAL OF COOK COUNTY**

**PERMISSION TO ADVERTISE**

Transmitting a Communication, dated August 19, 2005 from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to advertise for bids for the purchase of the following supplies for the Department of Occupational/Physical Therapy:

<b><u>REQ. NO.</u></b>	<b><u>DESCRIPTION</u></b>
68970054	Customized vascular garments
68970055	Occupational therapy supplies

Contract period: March 1, 2006 through February 29, 2008. (897-360 Account).

Approval of this item would commit Fiscal Year 2006 and future year funds.

Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

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Transmitting a Communication, dated August 12, 2005 from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to advertise for bids for the purchase of following supplies for the Department of Nutrition and Food Services:

<b><u>REQ. NO.</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>CONTRACT PERIOD</u></b>
68970042	Diet kits (flatware)	05/01/06 through 04/30/08
68970048	Dietary supplies compatible with the Dinex patient tray system	03/01/06 through 02/29/08
68970049	Consumable and disposable dietary supplies	03/01/06 through 02/29/08

(897-310 Account).

Approval of this item would commit Fiscal Year 2006 and future year funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

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Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to advertise for bids for the provision of film storage, retrieval and purging services for the Department of Radiology.

Contract period: February 1, 2006 through January 31, 2008. (897-246 Account). Requisition No. 68970053.

Approval of this item would commit Fiscal Year 2006 and future year funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

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Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to advertise for bids for temporary physician anesthesiologist and certified registered nurse anesthetists staffing services for the Department of Anesthesiology and Pain Management.

Contract period: April 1, 2006 through March 31, 2007. (897-272 Account). Requisition No. 68970050.

Approval of this item would commit Fiscal Year 2006 and future year funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to advertise for bids. **The motion carried unanimously.**

### CONTRACTS

Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to enter into a contract with Rush University Medical Center, Chicago, Illinois, for perfusionist services for the Department of Surgery, Division of Cardio Thoracic Surgery.



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Reason: This request is necessary to maintain adequate staffing of perfusionists for open heart surgical procedures.

Estimated Fiscal Impact: \$771,895.00 (\$385,947.50 per year). Contract period: December 1, 2005 through November 30, 2007. (897-260 Account). Requisition No. 68970058.

Approval of this item would commit Fiscal Year 2006 and future year funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

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Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to enter into a contract with Fischer Imaging Corporation, Denver, Colorado, for the purchase of a MammoTest® advantage breast biopsy and localization system (with trade-in discount) for the Department of Radiology.

Reason: Fisher Imaging Corporation is the only known manufacturer and distributor of the MammoTest® advantage breast biopsy and localization system that has polar coordinated biopsy-gun positioning system that rotates around the patient in a prone position which allows for greater access to all areas of the breast and auxiliary region.

Estimated Fiscal Impact: \$162,500.00. One time purchase. (717/897-540 Account). Requisition No. 58974027.

Sufficient funds have been appropriated to cover this request.

Purchasing Agent concurs.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

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Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to enter into a contract with Olympus America, Inc., Melville, New York, for the purchase of two (2) colonoscopes and two (2) bronchoscope video systems.

Reason: Olympus America, Inc. is the only known manufacturer and distributor of their equipment which is compatible with the existing equipment owned by the hospital and used in various treatment modalities.

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Estimated Fiscal Impact: \$113,646.00. One time purchase. (717/897-540 Account). Requisition No. 58974036.

Sufficient funds have been appropriated to cover this request.

Purchasing Agent concurs.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

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Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to enter into a contract with Carl Zeiss Meditec, Inc., Dublin, California, for the purchase of a Stratus Optical Coherence Tomography (Stratusoct™) system with accessories for the Department of Surgery, Perioperative Surgical Services.

Reason: Carl Zeiss Meditec, Inc. is the only known manufacturer and distributor of the Stratus Optical Coherence Tomography (Stratusoct™) system that provides cross-sectional retinal images that enables diagnosis and treatment of patients with glaucoma or retinal diseases.

Estimated Fiscal Impact: \$65,645.00. One time purchase. (717/897-540 Account). Requisition No. 58974028.

Sufficient funds have been appropriated to cover this request.

Purchasing Agent concurs.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the request of the Chief Operating Officer of Stroger Hospital of Cook County be approved, as amended and that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

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Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to enter into a contract with GE Medical Systems Ultrasound & Primary Care Diagnostics, LLC, A Division of GE Healthcare, Milwaukee, Wisconsin, for the purchase of two (2) Vivid 7 dimension digital ultrasound systems (with trade-in discount for non-digital ultrasound units), two (2) trans-esophageal echo probes and two (2) trans-thoracic echo transducers for the Department of Adult Cardiology.

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Reason: GE Medical Systems Ultrasound & Primary Care Diagnostics, LLC, is the only known manufacturer and distributor of the Vivid 7 dimension digital ultrasound system, trans-esophageal echo probes and trans-thoracic echo transducer with 3-D imaging and raw data processing technology that interfaces with the current network infrastructure and allows real time image quality necessary to diagnosis and treat patients with cardiac conditions.

Estimated Fiscal Impact: \$466,889.00. One time purchase. (717/897-540 Account). Requisition Nos. 58974029 and 58974051.

Sufficient funds have been appropriated to cover this request.

Purchasing Agent concurs.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to enter into the requested contract. **The motion carried unanimously.**

**CONTRACT ADDENDUM**

Transmitting a Communication, dated May 10, 2005 from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to increase and extend for four (4) months the following contracts for the purchase of reagents and consumable supplies for vendor provided analyzers for the Department of Pathology:

<u>VENDOR</u>	<u>BOARD APPROVED AMOUNT</u>	<u>INCREASE REQUESTED</u>	<u>ADJUSTED AMOUNT</u>
Abbott Laboratories, Inc. Diagnostic Division Abbott Park, Illinois Contract No. 02-73-202	\$1,528,792.00	\$84, 000.00	\$1,612,792.00
Chicago Medical Equipment & Supply Company Chicago, Illinois Contract No. 02-73-205	\$619,461.00	\$42, 000.00	\$661,461.00

Reason: This request is necessary to permit continued services, Contract No. 05-73-232 Rebid is scheduled to be canceled and rebid by the Cook County Board on September 20, 2005 on the Bids Report, Section IA, Page 9. The expiration date of the current contracts is September 30, 2005.

Estimated Fiscal Impact: \$126,000.00. Contract extension: October 1, 2005 through January 31, 2006.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to increase and extend the requested contracts. **The motion carried.**

**Commissioner Suffredin voted "present" on the above item.**

**CONTRACT RENEWAL**

Transmitting a Communication from

JOHNNY C. BROWN, Chief Operating Officer, Stroger Hospital of Cook County

requesting authorization for the Purchasing Agent to renew Contract No. 05-41-283 with Boston Scientific Corporation, Maple Grove, Minnesota, for the purchase of a Taxus™ Express 2™ Paclitaxel-Eluting stent system for the Department of Adult Cardiology Medicine.

Reason: Boston Scientific Corporation is the only known manufacturer and distributor of the FDA approved Taxus™ Express 2™ Paclitaxel-Eluting coronary stents with a drug control released technology that delivers the drug paclitaxel post angioplasty procedures reducing the risk of repeated angioplasty.

Estimated Fiscal Impact: \$500,000.00. Contract period: March 1, 2006 through February 28, 2007. (897-362 Account). Requisition No. 68970051.

Approval of this item would commit Fiscal Year 2006 and future year funds.

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Commissioner Maldonado, seconded by Commissioner Silvestri, moved that the County Purchasing Agent be authorized to renew the requested contract. **The motion carried unanimously.**

**BID OPENING**

September 13, 2005

Honorable President and Members  
Board of Commissioners of Cook County  
Chicago, Illinois 60602

Dear Ladies and Gentlemen:

Pursuant to the rules of this Board, I hereby submit for your consideration, bids which were opened under my supervision on Tuesday, September 13, 2005, at 10:00 A.M., in the County Building, Chicago, Illinois.

Very truly yours,

ANTHONY J. PERAICA, Cook County Commissioner

<b><u>CONTRACT NO.</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>USING DEPARTMENT</u></b>
05-53-294 Rebid/ Revised	Maintenance and repair of the infant security/duress alarm, intercom and nurse/call paging system	Provident Hospital of Cook County
05-85-302 Rebid/ Revised	Offset and index NCR print shop paper	Department of Corrections

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<u>CONTRACT NO.</u>	<u>DESCRIPTION</u>	<u>USING DEPARTMENT</u>
05-85-365	Paint supplies	Department of Facilities Management
05-73-459	Substance abuse treatment program	Department of Corrections
05-73-462 Rebid	Post mortem samples testing	Medical Examiner's Office
05-72-474 Rebid	Bulk liquid oxygen and lease of cryogenic vessel	Oak Forest Hospital of Cook County
05-85-493	Pillows and blankets	Department of Corrections
05-85-495	Towels, sheets, pillowcases and washcloths	Department of Corrections
05-54-519 Rebid	Automobile maintenance and repair - Zone Eight (North: South side of 159th Street; East: Cook County border limits; South: Cook County border limits; West: East side of Cicero Avenue)	Sheriff's Office
05-82-538	Crew cab vehicles (Ford F-250-SD, Ford F-350 super duty SRW and Ford F-550 4x4)	Sheriff's Police Department
05-84-558 Rebid	Furnish and install high density mobile storage systems	Department of Planning and Development
05-54-564	Odor control services	Oak Forest Hospital of Cook County
05-54-571 Rebid	HVAC control parts and supplies	Oak Forest Hospital of Cook County
05-84-591	Snow removal	Stroger Hospital of Cook County
05-84-593	Printing and processing of proposed assessed valuation notices for 2006 reassessment townships	Assessor's Office

**HIGHWAY BIDS**

<u>BID</u>	<u>SECTION</u>
Electrical and mechanical item maintenance Various locations	06-8EMIM-34-GM
Group 4-2005: Willow Road (Thomas Street), Arlington Heights Road to Schoenbeck Road; and Schoenbeck Road Drainage Improvement, Camp McDonald Road to Dundee Road	02-A7814-03-FP  05-W1644-02-DR

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By consensus, the bids were referred to their respective departments for review and consideration.

**CONTRACTS AND BONDS - Purchasing Agent**

Transmitting a communication, dated September 20, 2005

RAYMOND C. ROBIN, Purchasing Agent

The following contracts are being submitted for approval and execution:

**Catholic Health Partners Services d/b/a St. Anthony Hospital  
Agreement  
Contract No. 06-43-51**

For Ultrasound Imaging Services, for the Bureau of Health Services, for a period of twenty-four (24) months, as authorized by the Board of Commissioners 7/12/05.

**Dempsey, Myers & Company, LLP  
Agreement  
Contract No. 05-42-525**

For Consulting and Auditing Services, for the Department of Risk Management, for the contract sum of \$175,000.00, for a period of twelve (12) months, as authorized by the Board of Commissioners 4/6/05.

**Linebarger Goggan Blair & Sampson, LLP  
Agreement  
Contract No. 05-43-628**

For Revenue Collection Services, for the Office of the President, for a period of twenty-four (24) months, as authorized by the Board of Commissioners 9/8/05.

**McDonough Associates, Inc.  
Agreement  
Contract No. 06-41-49**

For Architectural/Engineering Services for the Countywide Exterior Wall Renovation Project - Group 2, for the Office of Capital Planning and Policy, for the contract sum of \$2,374,969.00, as authorized by the Board of Commissioners 5/3/05.

**Commissioner Daley voted "present" on the above item.**

**McDonough Associates, Inc.  
Agreement  
Contract No. 06-41-50**

For Countywide Fire and Life Safety Evaluations at Six County Facilities within Chicago, for the Office of Capital Planning and Policy, for the contract sum of \$415,000.00, as authorized by the Board of Commissioners 7/12/05.

**Commissioner Daley voted "present" on the above item.**

**Motorola, Inc.  
Agreement  
Contract No. 05-41-490**

For an In-Building Radio Communication System and Antenna at the New Domestic Violence Courthouse, for the Sheriff's Office, for the contract sum of \$283,000.00, as authorized by the Board of Commissioners 4/6/05.

**Schirmer Engineering Corporation  
Agreement  
Contract No. 06-41-47**

For Architectural/Engineering Services for the Countywide Fire and Life Safety System Upgrade Project - Package No. 6 at the Division IX and Division X Facilities at the Department of Corrections Campus, as required for use by the Office of Capital Planning and Policy, for the contract sum of \$730,000.00, as authorized by the Board of Commissioners 5/3/05.

**SoftMed Systems, Inc.  
Agreement  
Contract No. 05-45-481**

For Enhancement and Support Services of the Medical Records System, for the Bureau of Health Services, for the contract sum of \$150,962.47, for a period of twelve (12) months, as authorized by the Board of Commissioners 5/17/05.

**Thorek Hospital and Medical Center  
Agreement  
Contract No. 99-43-445**

For an Amendment and Extension of the License and Operating Agreement and an Ancillary Services Agreement, for the Bureau of Health Services, for the contract sum of \$882,000.00, for a period of twelve (12) months, as authorized by the Board of Commissioners 7/12/05.

**Commissioner Daley voted "present" on the above item.**

**Youth Outreach Services, Inc.  
Agreement  
Contract No. 05-41-590**

For Professional Services for the Community Circles Program, for the Juvenile Probation and Court Services Department, for the contract sum of \$304,725.00, for a period of twelve (12) months, as authorized by the Board of Commissioners 6/7/05.

**Arrow Lumber Company  
Contract  
Contract No. 05-85-134 Rebid**

For Wallboard Supplies, as required for use by the Department of Facilities Management, for the contract sum of \$106,923.35. This is a requirements contract for a period of twelve (12) months. Date Advertised 6/24/05. Date of Bid Opening 7/14/05. Date of Board Award 9/8/05.



**Auto Experts of Oak Park  
Contract  
Contract No. 05-82-61 Rebid**

For Automotive Repair and Maintenance Services, as required for use by Provident Hospital of Cook County, for the contract sum of \$22,579.75. This is a requirements contract for a period of twenty-four (24) months. Date Advertised 6/3/05. Date of Bid Opening 6/28/05. Date of Board Award 9/8/05.

**Automotive Tech Center  
Contract  
Contract No. 05-82-514**

For Automobile Repair and Maintenance - Zone Three, as required for use by the Sheriff's Office, for the contract sum of \$141,100.05. This is a requirements contract for a period of twenty-four (24) months. Date Advertised 7/18/05. Date of Bid Opening 8/4/05. Date of Board Award 9/8/05.

**Avid Identification Systems, Inc.  
Contract  
Contract No. 05-73-472**

For 125 Kilohertz Animal Identification Microchips, as required for use by the Department of Animal Control, for the contract sum of \$24,750.00. Date Advertised 6/24/05. Date of Bid Opening 7/14/05. Date of Board Award 9/8/05.

**Commissioner Hansen voted "no" on the above item.**

**Bioelectronic Engineering and Medical Supplies (B.E.A.M.S.)  
Contract  
Contract No. 05-72-537**

For Radiopharmaceuticals, as required for use by the Bureau of Health Services, for the contract sum of \$254,335.00. This is a requirements contract for a period of twelve (12) months. Date Advertised 7/21/05. Date of Bid Opening 8/4/05. Date of Board Award 9/8/05.

**Envelope Connection  
Contract  
Contract No. 05-84-497**

For Printing and Certified Mailing of Notices of Tax Delinquencies for Tax Year 2004, as required for use by the Treasurer's Office, for the contract sum of \$51,432.00. Date Advertised 7/14/05. Date of Bid Opening 8/4/05. Date of Board Award 9/8/05.

**Finer Foods, Inc.  
Contract  
Contract No. 05-54-393**

For Canned Goods, as required for use by the Juvenile Temporary Detention Center, for the contract sum of \$141,155.00. This is a requirements contract for a period of twelve (12) months. Date Advertised 6/24/05. Date of Bid Opening 7/14/05. Date of Board Award 9/8/05.

**Indexing Equipment Corporation, Fraser Division  
Contract  
Contract No. 05-85-303**

For File Jackets, as required for use by the Department of Corrections, for the contract sum of \$55,750.00. Date Advertised 6/24/05. Date of Bid Opening 7/14/05. Date of Board Award 9/8/05.

**Gordon's Auto Repair  
Contract  
Contract No. 05-73-515**

For Automobile Repair and Maintenance - Zone Four, as required for use by the Sheriff's Office, for the contract sum of \$151,480.00. This is a requirements contract for a period of twenty-four (24) months. Date Advertised 7/15/05. Date of Bid Opening 8/4/05. Date of Board Award 9/8/05.

**Gordon's Auto Repair  
Contract  
Contract No. 05-73-516**

For Automobile Repair and Maintenance - Zone Five, as required for use by the Sheriff's Office, for the contract sum of \$165,185.00. This is a requirements contract for a period of twenty-four (24) months. Date Advertised 7/15/05. Date of Bid Opening 8/4/05. Date of Board Award 9/8/05.

**Home Juice Corporation  
Contract  
Contract No. 05-54-75 Rebid**

For Fruit Juices, as required for use by Stroger Hospital of Cook County, for the contract sum of \$320,233.00. This is a requirements contract for a period of twelve (12) months. Date Advertised 4/7/05. Date of Bid Opening 4/26/05. Date of Board Award 9/8/05.

**Home Juice Corporation  
Contract  
Contract No. 05-54-195**

For Fruit Juices, as required for use by Oak Forest Hospital of Cook County, for the contract sum of \$84,455.50. This is a requirements contract for a period of twelve (12) months. Date Advertised 1/6/05. Date of Bid Opening 1/25/05. Date of Board Award 9/8/05.

**Medifax, Inc.  
Contract  
Contract No. 05-84-385**

For Medical Transcription Services, as required for use by Provident Hospital of Cook County, for the contract sum of \$114,750.00. This is a requirements contract for a period of twenty-four (24) months. Date Advertised 5/23/05. Date of Bid Opening 6/14/05. Date of Board Award 9/8/05.

**Midwest Moving & Storage, Inc.**  
**Contract**  
**Contract No. 05-53-582**

For Professional Moving Services to the New Domestic Violence Courthouse, as required for use by the Office of Capital Planning and Policy, for the contract sum of \$66,140.00. Date Advertised 8/8/05. Date of Bid Opening 8/23/05. Date of Board Award 9/8/05.

**Bioelectronic Engineering and Medical Supplies (B.E.A.M.S.)**  
**Contract**  
**Contract No. 05-15-165H**

For Patient Care Supplies, as required for use by the Bureau of Health Services, for the contract sum of \$102,220.48. This is a requirements contract for a period of twelve (12) months. Date Advertised 4/29/05. Date of Bid Opening 5/24/05. Date of Board Award 9/8/05.

**Commissioner Hansen voted "no" on the above item.**

**Bioelectronic Engineering and Medical Supplies (B.E.A.M.S.)**  
**Contract**  
**Contract No. 05-15-378H1**

For Respiratory Therapy Supplies, as required for use by the Bureau of Health Services, for the contract sum of \$209,938.50. This is a requirements contract effective on the date of Board Award through 7/31/07. Date Advertised 6/21/05. Date of Bid Opening 7/14/05. Date of Board Award 9/8/05.

**Bioelectronic Engineering and Medical Supplies (B.E.A.M.S.)**  
**Contract**  
**Contract No. 05-15-505H**

For Patient Tubes and Tubing, as required for use by the Bureau of Health Services, for the contract sum of \$47,423.60. This is a requirements contract for a period of twelve (12) months. Date Advertised 6/14/05. Date of Bid Opening 7/14/05. Date of Board Award 9/8/05.

**Dik Drug Company**  
**Contract**  
**Contract No. 05-15-165H**

For Patient Care Supplies, as required for use by the Bureau of Health Services, for the contract sum of \$376,411.33. This is a requirements contract for a period of twelve (12) months. Date Advertised 4/29/05. Date of Bid Opening 5/24/05. Date of Board Award 9/8/05.

**Commissioner Hansen voted "no" on the above item.**

**Dik Drug Company**  
**Contract**  
**Contract No. 05-15-505H**

For Patient Tubes and Tubing, as required for use by the Bureau of Health Services, for the contract sum of \$141,251.32. This is a requirements contract for a period of twelve (12) months. Date Advertised 6/14/05. Date of Bid Opening 7/14/05. Date of Board Award 9/8/05.

**DMS Pharmaceutical Group, Inc.**  
**Contract**  
**Contract No. 05-15-505H**

For Patient Tubes and Tubing, as required for use by the Bureau of Health Services, for the contract sum of \$1,379.00. This is a requirements contract for a period of twelve (12) months. Date Advertised 6/14/05. Date of Bid Opening 7/14/05. Date of Board Award 9/8/05.

**DMS Pharmaceutical Group, Inc.**  
**Contract**  
**Contract No. 05-15-165H**

For Patient Care Supplies, as required for use by the Bureau of Health Services, for the contract sum of \$5,970.05. This is a requirements contract for a period of twelve (12) months. Date Advertised 4/29/05. Date of Bid Opening 5/24/05. Date of Board Award 9/8/05.

**Commissioner Hansen voted "no" on the above item.**

**Ekla Corporation**  
**Contract**  
**Contract No. 05-15-165H**

For Patient Care Supplies, as required for use by the Bureau of Health Services, for the contract sum of \$553,240.63. This is a requirements contract for a period of twelve (12) months. Date Advertised 4/29/05. Date of Bid Opening 5/24/05. Date of Board Award 9/8/05.

**Commissioner Hansen voted "no" on the above item.**

**Ekla Corporation**  
**Contract**  
**Contract No. 05-15-505H**

For Patient Tubes and Tubing, as required for use by the Bureau of Health Services, for the contract sum of \$9,879.70. This is a requirements contract for a period of twelve (12) months. Date Advertised 6/14/05. Date of Bid Opening 7/14/05. Date of Board Award 9/8/05.

**Globe Medical-Surgical Supply Company**  
**Contract**  
**Contract No. 05-15-165H**

For Patient Care Supplies, as required for use by the Bureau of Health Services, for the contract sum of \$187,242.90. This is a requirements contract for a period of twelve (12) months. Date Advertised 4/29/05. Date of Bid Opening 5/24/05. Date of Board Award 9/8/05.

**Commissioner Hansen voted "no" on the above item.**

**Globe Medical-Surgical Supply Company**  
**Contract**  
**Contract No. 05-15-505H**

For Patient Tubes and Tubing, as required for use by the Bureau of Health Services, for the contract sum of \$144,204.50. This is a requirements contract for a period of twelve (12) months. Date Advertised 6/14/05. Date of Bid Opening 7/14/05. Date of Board Award 9/8/05.

**Howard Medical Company**  
**Contract**  
**Contract No. 05-15-165H**

For Patient Care Supplies, as required for use by the Bureau of Health Services, for the contract sum of \$235,812.68. This is a requirements contract for a period of twelve (12) months. Date Advertised 4/29/05. Date of Bid Opening 5/24/05. Date of Board Award 9/8/05.

**Commissioner Hansen voted “no” on the above item.**

**Inlander Brothers, Inc.**  
**Contract**  
**Contract No. 05-15-165H**

For Patient Care Supplies, as required for use by the Bureau of Health Services, for the contract sum of \$55,362.00. This is a requirements contract for a period of twelve (12) months. Date Advertised 4/29/05. Date of Bid Opening 5/24/05. Date of Board Award 9/8/05.

**Commissioner Hansen voted “no” on the above item.**

**Paper Solutions**  
**Contract**  
**Contract No. 05-15-110H1**

For Printing of Hospital Forms, as required for use by the Bureau of Health Services, for the contract sum of \$106,577.25. This is a requirements contract effective on the date of Board Award through 6/30/06. Date Advertised 6/21/05. Date of Bid Opening 7/14/05. Date of Board Award 9/8/05.

**Phoenix Business Solutions, LLC**  
**Contract**  
**Contract No. 05-15-165H**

For Patient Care Supplies, as required for use by the Bureau of Health Services, for the contract sum of \$50,535.00. This is a requirements contract for a period of twelve (12) months. Date Advertised 4/29/05. Date of Bid Opening 5/24/05. Date of Board Award 9/8/05.

**Commissioner Hansen voted “no” on the above item.**

**Progressive Industries, Inc.  
Contract  
Contract No. 05-15-165H**

For Patient Care Supplies, as required for use by the Bureau of Health Services, for the contract sum of \$450,352.09. This is a requirements contract for a period of twelve (12) months. Date Advertised 4/29/05. Date of Bid Opening 5/24/05. Date of Board Award 9/8/05.

**Commissioner Hansen voted “no” on the above item.**

The above referenced contract documents (and bonds, where required), have been executed by the Contractors and approved as to form by the State’s Attorney. Respectfully request that following approval by your Honorable Body, the appropriate officials be authorized to sign same on behalf of the County of Cook.

Copies of these executed documents will be available for inspection in the Office of the Purchasing Agent and the Office of the Comptroller.

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Commissioner Daley, seconded by Commissioner Suffredin, moved that the contracts and bonds be approved and that the Proper Officials be authorized to sign on behalf of Cook County. **The motion carried.**

**Commissioner Daley voted “present” on Contract No. 06-41-49 with McDonough Associates, Inc.; Contract No. 06-41-50 with McDonough Associates, Inc.; and Contract No. 99-43-445 with Thorek Hospital and Medical Center.**

**Commissioner Hansen voted “no” on Contract No. 05-73-472 with Avid Identification Systems, Inc.; Contract No. 05-15-165H with Bioelectronic Engineering and Medical Supplies (B.E.A.M.S.); Contract No. 05-15-165H with Dik Drug Company, Inc.; Contract No. 05-15-165H with DMS Pharmaceutical Group, Inc.; Contract No. 05-15-165H with Ekla Corporation; Contract No. 05-15-165H with Globe Medical-Surgical Supply Company; Contract No. 05-15-165H with Howard Medical Company; Contract No. 05-15-165H with Inlander Brothers, Inc.; Contract No. 05-15-165H with Phoenix Business Solutions, LLC; and Contract No. 05-15-165H with Progressive Industries, Inc.**

**REPORT OF THE COMMITTEE ON ROADS AND BRIDGES**

September 20, 2005

The Honorable,  
The Board of Commissioners of Cook County

**ATTENDANCE**

**Present:** Chairman Hansen, Vice Chairman Moreno, Commissioners Butler, Claypool, Collins, Daley, Gorman, Maldonado, Murphy, Peraica, Quigley, Silvestri, Sims, Steele, Suffredin and President Stroger (16)

**Absent:** Commissioner Goslin (1)

Ladies and Gentlemen:

Your Committee on Roads and Bridges, having had under consideration the matters hereinafter mentioned, respectfully reports and recommends as follows:

**SECTION 1**

Your Committee has considered the following communications from Wally S. Kos, P.E., Superintendent of Highways, recommending for approval change in plans and extra work in the construction of certain highway improvements.

- 272862 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 96-W5007-04-FP. Ashland Avenue, Ridge Road to 171st Street in the Villages of East Hazelcrest and Homewood. Adjustment of quantities and new items. \$57,911.57 (Addition).
- 272863 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 01-W7511-01-CH. 108th Avenue at 143rd Street in the Village of Orland Park. Final adjustment of quantities. \$14,826.92 (Deduction).
- 272864 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 93-V5744-02-DR. Group 4-2003: Ela Road at Salt Creek; and Ela Road at Palatine Road in the Village of Inverness. Final adjustment of quantities and new item. \$2,599.54 (Addition).
- 272865 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 93-W3210-02-RP. 80th Avenue, 159th Street to 151st Street in the Village of Orland Park. Sealing of joints along 80th Avenue test section - Quality Saw & Seal, Inc. \$10,971.75 (Addition).
- 272866 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 04-B7530-01-FP. 123rd Street, Kedzie Avenue to Grand Truck Western Railroad at Cicero Avenue and Kedzie Avenue; and Pulaski Road at 126th Street in the City of Blue Island and the Village of Alsip. Adjustment of quantities and new items. \$149,728.50 (Addition).
- 272867 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 02-A5021-06-RP. Lake-Cook Road, Waukegan Road to Winona Road in the City of Highland Park and the Villages of Deerfield and Northbrook. Final adjustment of quantities. \$65,945.50 (Deduction).
- 272868 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 04-26122-90-RS. Various locations in Palos Township. Final adjustment of quantities. \$20.00 (Addition).



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- 272869 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 97-W7840-03-CH. East River Road at Ballard Road in the City of Des Plaines. Final adjustment of quantities. \$275.00 (Deduction).
- 272870 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting recommendation for change in plans and extra work on Section: 98-A6307-02-FP. Bode Road, Barrington Road to Springinsguth Road; and Springinsguth Road, Bode Road to Schaumburg Road in the Villages of Hoffman Estates and Schaumburg. Adjustment of quantities and new items. \$240,456.48 (Deduction).

**Vice Chairman Moreno, moved approval of the changes in plans and extra work described in Communication Nos. 272862, 272863, 272864, 272865, 272866, 272867, 272868, 272869 and 272870. Seconded by Commissioner Murphy the motion carried.**

**SECTION 2**

Your Committee has considered the following items and upon adoption of this report, the recommendations are as follows:

- 272871 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting the Bureau of Construction's Progress Report for the month ending March 31, 2005.
- 272872 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting the Bureau of Construction's Progress Report for the month ending April 30, 2005.
- 272873 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting the Bureau of Construction's Progress Report for the month ending June 30, 2005.
- 272874 COUNTY HIGHWAY DEPARTMENT, by Wally S. Kos, P.E., Superintendent of Highways, submitting the Bureau of Construction's Progress Report for the month ending July 30, 2005.

**Vice Chairman Moreno, seconded by Commissioner Murphy, moved to receive and file Communication Nos. 272871, 272872, 272873 and 272874. The motion carried.**

**Commissioner Maldonado moved to adjourn the meeting, seconded by Commissioner Silvestri. The motion carried and the meeting was adjourned.**

Respectfully submitted,

COMMITTEE ON ROADS AND BRIDGES

CARL R. HANSEN, Chairman

ATTEST: MICHELLE HARRIS, Secretary

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Commissioner Hansen, seconded by Commissioner Suffredin, moved that the Report of the Committee on Roads and Bridges be approved and adopted. **The motion carried unanimously.**

**REPORT OF THE COMMITTEE ON ZONING AND BUILDING**

September 15, 2005

The Honorable,  
The Board of Commissioners of Cook County

**ATTENDANCE**

Present: Chairman Silvestri, Vice Chairman Steele, Commissioners Butler, Claypool, Daley, Gorman, Goslin, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Sims and Suffredin (15)

Absent: Commissioner Collins and President Stroger (2)

Also

Present: Randolph M. Johnston - Assistant State's Attorney, State's Attorney's Office; and Stephen A. Martin, Jr., Ph.D., M.P.H. - Chief Operating Officer, Department of Public Health

Ladies and Gentlemen:

Your Zoning and Building Committee of the Board of Commissioners of Cook County met pursuant to notice on Thursday, September 15, 2005 at the hour of 11:00 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following items and upon adoption of this report, the recommendations are as follows:

272031 DEPARTMENT OF PUBLIC HEALTH REGULATIONS CONCERNING MOBILE HOMES AND MOBILE HOME PARKS. Transmitting a Communication, dated, June 21, 2005 from Stephen A. Martin, Jr., Ph.D., M.P.H., Chief Operating Officer.

Submitting for your approval regulations issued pursuant to Section 5-306 Department Duties, of the Mobile Homes and Mobile Home Park Ordinance of Cook County, Illinois.

**Note: This item was also referred to the Committee on Health and Hospitals. (See Comm. No. 272030).**

**\*Referred to the Committee on Zoning and Building on 07/12/05.**

**\*Deferred at the Committee on Zoning and Building on 07/26/05.**

Commissioner Peraica, seconded by Commissioner Murphy, moved the approval of Communication No. 272031. **The motion carried.**

**COOK COUNTY DEPARTMENT OF PUBLIC HEALTH REGULATIONS  
GOVERNING MOBILE HOMES AND MOBILE HOME PARK**

**Section 1 Definitions**

In addition to the definitions contained in the Cook County Mobile Homes and Park Ordinance, the following definitions shall apply.

"Applicant" means any person making application for a license or permit.

"Community Public Water Supply System" means a system for the provision to the public of piped water for human consumption, if the system has at least 15 service connections or serves an average of at least 25 individuals daily at least 60 days per year. This includes any collection, treatment, storage and distribution facilities under control of the operator of such system and used primarily in connection with such system and any collection or pretreatment storage facilities not under such control which are used in connection with such system.

"Licensee" means any person to whom a license or permit has been issued under the Ordinance.

"Ordinance" means the Cook County Mobile Homes and Park Ordinance.

"Owner or Operator" means the licensee.

"Permit" means a certificate issued by the Department permitting the construction, alteration, or the reduction in number of sites of a manufactured home community under the provisions of the Ordinance and this Part.

"Routine maintenance and repairs" are repairs including, but not limited to: a burst water service, a blocked or broken lavatory service, a serious roof leak, a gas leak, a dangerous electrical fault, an inspection of electrical components, flooding or serious water damage, a failure or breakdown of the gas, electricity or water supply to premises, a failure or breakdown of an essential service or appliance for hot water, cooking or heating, a fault or damage that makes the premises unsafe or insecure or inconveniences a resident.

"Person" means any individual, group of individuals, association, trust, partnership, corporation, persons doing business under an assumed name, county, municipality, the State of Illinois, or any political subdivision or department thereof, or any other entity.

"Resident" means any person who occupies a manufactured home site for dwelling purposes.

"Service equipment" means the necessary electrical equipment, usually consisting of circuit breaker, or switch and fuses, and meter located near the point of entrance of supply conductors to the home and intended to constitute the main control and means of cutoff of the electrical supply.

"Special Flood Hazard Area" means an area that would be inundated by the base flood and shown as such on a Regulatory Flood Plain Map (published by the Illinois Department of Natural Resources, Division of Water Resources), a Flood Insurance Rate Map or a Flood Hazard Boundary Map, both published by the Federal Insurance Administration or the Federal Emergency Management Agency.

"Support systems" mean any type of material, method or structure used to anchor a manufactured home to the ground.

## **Section 2 Incorporated and Referenced Materials**

The following materials are incorporated or referenced in these Rules and Regulations:

- a) The following materials are incorporated by reference and include no later amendments or editions:
  - 1) State of Illinois statutes
    - A) Illinois Vehicle Code [625 ILCS 5/4-203]
    - B) Mobile Home Park Landlord and Tenant Act [765 ILCS 745]
    - C) Abandoned Mobile Home Act [210 ILCS 117]
    - D) Illinois Manufactured Home Installers Act [430 ILCS 120]
  - 2) Department of Public Health regulations
    - A) Illinois Swimming Pool and Bathing Beach Code (77 Ill. Adm. Code 820)
    - B) Illinois Plumbing Code (77 Ill. Adm. Code 890)
    - C) Private Sewage Disposal Code (77 Ill. Adm. Code 905)
    - D) Drinking Water Systems Code (77 Ill. Adm. Code 900)
    - E) Illinois Water Well Construction Code (77 Ill. Adm. Code 920)
    - F) Illinois Water Well Pump Installation Code (77 Ill. Adm. Code 925)
    - G) Surface Source Water Treatment Code (77 Ill. Adm. Code 930)
    - H) Public Area Sanitary Practice Code (77 Ill. Adm. Code 895)
    - I) Mobile Home Tiedown Code (77 Ill. Adm. Code 870)
  - 3) All applicable local building, zoning and fire safety regulations

## **Section 3 Required Permits**

Alterations to an existing manufactured home site or community must be performed in accordance with the Ordinance and these Rules and Regulations. A permit is not required for routine maintenance and repairs for common areas in the park.

## **Section 4 Plans**

For a new manufactured home community, plans must be prepared and sealed by an architect licensed under the authority of the Illinois Architectural Practice Act of 1989 or an engineer licensed under the authority of the Illinois Professional Engineering Act. The plans shall be drawn to scale. Two copies of the plans shall be submitted to the Department. The plans and application material shall contain, at a minimum, an overall manufactured home community plan and a typical site plan as follows:

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- a) The overall manufactured home community plan shall include the following details for all proposed construction:
- 1) The location and dimension of each proposed site;
  - 2) The location, width, type of surface material and traffic flow of all streets;
  - 3) The locations of all sidewalks and parking areas;
  - 4) The existing and proposed contours of the area, including an indication of any area in a flood plain;
  - 5) The locations, types, sizes and identification numbers of all water pipes; details of any private or semi-private water sources, sufficient to indicate compliance, and if the manufactured home community is served by a community public water supply system, the name of the system;
  - 6) The locations, types, sizes and identification numbers of all sewage pipes, details of all private sewage disposal systems sufficient to indicate compliance, and, if the manufactured home community is served by a public sewer system, the name of the system;
  - 7) The locations, types and sizes of all electrical conductors and equipment;
  - 8) The types, sizes, heights and locations of all proposed manufactured home community lighting;
  - 9) The sizes, locations and types of all fuel pipes; the locations and sizes of all fuel storage tanks;
  - 10) The locations of all recreational equipment, beaches, swimming pools, parks, and community buildings (Swimming pools and bathing beaches are subject to a separate construction permit as required by the Swimming Pool and Bathing Beach Act.);
  - 11) The general locations of all existing manufactured home sites and a description of how proposed utility extensions for new sites will be connected;
  - 12) The types, sizes and locations of all garbage containers and the frequency of garbage collection;
  - 13) The types, sizes and locations of any storm drainage pipes;
  - 14) The locations of fire hydrants and holding ponds and the name of the fire department that serves the manufactured home community; and
  - 15) The locations of all easements.
- b) The typical manufactured home site plan shall include the following:
- 1) Size, type and location of the foundation system for the home;

- 2) Details and locations of sewer, water and gas piping, showing the height of the risers, the distance between them, and any valves;
- 3) For private sewage disposal systems, detailed drawings of the proposed system showing the distances between components of the system and potable water systems or bodies of water, soil type and/or percolation rates, depth of ground water table, and size of system components (When a permit for construction of a private sewage disposal system has been obtained or is pending from a unit of local government, a copy of the permit or permit application shall be submitted.); and
- 4) Types, locations and ratings of electrical service equipment and conductors with indication of the method of grounding.

### **Section 5 Flood Plain Requirements**

Prior to the issuance of a construction permit, the permit applicant shall notify the Department that the mobile home park is in a flood plain. If the site is within a Special Flood Hazard Area, the applicant shall forward the plans for the project to the Illinois Department of Natural Resources, Division of Water Resources.

### **Section 6 Occupancy of New Sites**

No manufactured home shall be installed on a site that has not been licensed by the Department. Upon the completion of the construction of new sites, the permit applicant shall contact the Department to arrange for an inspection. After approval is granted by the inspector, the fee for the license for the new site(s) shall be submitted before the new site(s) shall be licensed or occupied.

### **Section 7 Immobilization**

Sites with immobilized manufactured homes are exempt from licensure by the Department. In order for a home to be considered immobilized, the following conditions must be met:

The wheels, tongue, and hitch shall be removed and the home shall be supported by a continuous perimeter foundation of material such as concrete, mortared concrete block, or mortared brick which extends below the established frost depth. The home shall be secured to the continuous perimeter foundation with 1/2 inch foundation bolts spaced every 6 feet and within one foot of the corners. The bolts shall be imbedded at least 7 inches into concrete foundations or 15 inches into block foundations.

### **Section 8 Deletion of Sites**

In order to reduce the number of licensed sites, the following conditions shall be met:

- a) The utilities shall be disconnected as follows:
  - 1) The water service shall be shut off and capped below the frost depth and the riser shall be removed;
  - 2) The sewer pipe shall be cut below the ground level and sealed to prevent sewer gas from escaping;

- 3) The electrical supply to the site shall be disconnected and the service equipment shall be removed;
- 4) Any natural gas to the site shall be disconnected below grade and properly sealed; and
- 5) Any propane tanks and the piping thereto shall be removed.
- b) The home shall be removed and the site shall be cleared of any debris or abandoned equipment.
- c) The reduction in sites shall not commence until an application for a permit to alter has been submitted and written approval has been issued by the Department. Upon completion of the reduction, the Department shall be contacted to determine compliance with the requirements of this Part and the Ordinance. Upon approval, the next year's license shall reflect the new number of sites. If the reduction results in fewer than five licensed sites, the manufactured home community is no longer subject to licensure and the existing license shall automatically become void upon approval of the reduction.

#### **Section 9 Layout of the Manufactured Home Community**

- a) All areas of the manufactured home community shall be drained to prevent ponding of water. If necessary, a storm drainage system shall be installed.
- b) All portions of sheds, garages, accessory buildings and similar structures shall be subject to the materials, spacing and setback requirements of Section 10.10. Where the Department has a concern regarding spacing or fire safety issues regarding manufactured home accessory buildings or structures, the Department may refuse a permit to construct the accessory building pursuant to Section 18 of the Ordinance.
- c) When questions arise concerning the property lines of the manufactured home community, the licensee shall be responsible for identifying the legal location.

#### **Section 10 Support Systems**

- a) Support systems for manufactured homes shall be constructed and designed according to the manufacturer's installation specifications of the unit to be installed. Installation of manufactured homes shall be performed according to the manufacturer's specifications for each unit.

#### **Section 11 Streets and Parking**

- a) All streets shall be maintained reasonably free of potholes, snow, and dust. Streets constructed after July 1, 1998 shall be constructed of rock and oil, asphalt or concrete.

#### **Section 12 Water**

- a) Potable water shall be provided at each site. The source of the water shall be either a community public water supply system regulated by the Illinois Environmental Protection Agency or a system regulated by the Department. Systems regulated by the Department shall comply with one of the following:



- 1) The construction and water quality requirements of the Drinking Water Systems Code (77 Ill. Adm. Code 900) shall be met.
  - 2) Water wells shall be located and constructed in accordance with the Illinois Water Well Construction Code (77 Ill. Adm. Code 920) and water well pump installation shall comply with the Illinois Water Well Pump Installation Code (77 Ill. Adm. Code 925).
  - 3) Surface water supply systems shall be constructed and operated in accordance with the Surface Source Water Treatment Code (77 Ill. Adm. Code 930).
- b) The water distribution system shall be subject to the following requirements:
- 1) If the system is connected to a community public water supply system and has one main water meter, the distribution system beyond the main meter shall be subject to the requirements of the Drinking Water Systems Code and the Illinois Plumbing Code and shall be installed and maintained by a licensed Illinois plumber in accordance with the Illinois Plumbing License Law.
  - 2) If the system is connected to a community public water supply system and the residents are billed by the manufactured home community owner for the water based on the readings from the meters at each site, the manufactured home community owner is considered a water supplier and is subject to the requirements of the Illinois Environmental Protection Agency. The distribution system up to the individual service line to each home shall be subject to the requirements of the Illinois Environmental Protection Agency.
  - 3) If the park is served by its own community public water supply system, or the manufactured home community is connected to a community public water supply without a main meter for the manufactured home community, the distribution system up to the individual service line to each home shall be subject to the requirements of the Illinois Environmental Protection Agency.
- c) Water distribution systems not subject to the requirements of the Illinois Environmental Protection Agency shall be designed and constructed in compliance with the requirements of the Drinking Water Systems Code and the Illinois Plumbing Code and shall be installed and maintained by a licensed Illinois plumber in accordance with the Illinois Plumbing License Law.
- 1) The following additional requirements shall be met for all distribution systems:
    - A) The distribution system shall supply water to each site at a minimum pressure of 20 pounds per square inch during periods of peak usage. A pressure reducing valve shall be installed if the pressure exceeds 80 pounds per square inch. The distribution pipe shall be looped, whenever possible, and dead end mains shall be equipped with flush hydrants or equivalent.
    - B) All water lines under the home shall be protected from freezing. The manufactured home community rules shall address the resident's responsibility concerning protection of water lines from freezing. If heat tapes are used, they must be listed for use for manufactured homes and installed according to the manufacturer's instructions.

- d) The manufactured home community owner shall be responsible for sampling of the water supply system as required by the Department. Routine water sampling will not be required by the Department for water supplies regulated by the Illinois Environmental Protection Agency.
- e) If the water distribution system is not regulated by the Illinois Environmental Protection Agency, the following requirements shall be met. When a break occurs in the manufactured home community's distribution system or the pressure in the water distribution system is below the minimum 20 pounds per square inch, the mobile home park shall notify the Department within 24 hours or the next business day. The affected residents shall be immediately notified in writing by the manufactured home community management of the need to boil their water for three minutes before drinking it. A sign shall be posted at the entrance(s) of the manufactured home community. The Department shall advise the manufactured home community when the boil order can be lifted.
- f) All water leaks in the water distribution system, including those under the manufactured home, shall be repaired within 72 hours after notification from a resident or a Department representative.
- g) Notification of planned water supply interruptions for periods greater than one hour shall be provided by the manufactured home community management to the residents affected by the interruption.

### **Section 13 Sewage**

- a) All sewage generated within a manufactured home community shall discharge into an approved sewage disposal system.
  - 1) A sewage disposal system designed to discharge below ground, or to the ground surface with a flow of less than 1,500 gallons per day, shall be regulated by the Department and must meet the requirements of the Private Sewage Disposal Code.
  - 2) A sewage disposal system or group of systems installed after July 1, 1998 designed to discharge 1,500 or more gallons per day to the ground surface shall meet the requirements of the Illinois Pollution Control Board.
- b) A sewage collection system shall meet the following requirements:
  - 1) A minimum 4 inch inside diameter sewer riser extending at least 4 inches above the finished grade level shall be provided at each site. The material for the building drain and sewer riser must be approved building drainage pipe material as specified in the Illinois Plumbing Code and shall be installed by an Illinois licensed plumber. The connection between the riser and the manufactured home sewer pipe shall be watertight and odor tight. A watertight and odor tight cap or plug shall be installed on all sewer risers that are not in use. Provisions shall be included to allow for vertical movement due to frost heave if the home is not supported below the frost depth.
  - 2) The building sewer piping must meet the requirements of the local building, zoning and plumbing authority.

- c) Malfunctioning sewage disposal systems shall be repaired and maintained in compliance with the requirements specified in subsection (a) of these Rules and Regulations. Within 48 hours after notification from a resident or a Department representative, untreated sewage on the ground as a result of a malfunction shall be removed to the extent possible and the contaminated ground surface shall be covered with lime or similar material.

#### **Section 14 Electrical**

- a) Maintenance of All Systems

All electrical systems shall be maintained in a safe condition. All damaged or defective equipment shall be repaired or replaced, all loose equipment shall be secured, all faceplates and panel fronts shall be in place and all live parts shall be covered to prevent accidental contact. Dead tree branches which overhang distribution wiring shall be removed. All components of the manufactured home community electrical system shall be inspected by the manufactured home community management and it shall be the responsibility of the licensee to have any defects corrected.

#### **Section 15 Fire Safety**

- a) Bales of straw or other flammable materials shall not be used for skirting or insulation of the manufactured home.
- b) Flammable liquids and gasoline-powered equipment other than motorized vehicles shall not be stored within five feet of a manufactured home, except when stored in a shed or garage.
- c) All intended means of egress shall not be obstructed.

#### **Section 16 Lighting**

Communities constructed after July 1, 1998 shall have an average illumination level of at least 0.6 foot candles and a minimum illumination level of 0.3 foot candles maintained for all streets in the manufactured home community. To achieve this level of illumination, the following are acceptable:

- a) The use of a 175 watt mercury or sodium vapor lamp or a 600 watt tungsten lamp, at an elevation of 25 feet, every 250 feet.
- b) Yard lights, at each site, having an average equivalent illumination of a 100 watt electric light bulb.

#### **Section 17 Pools and Beaches**

Swimming pools and bathing beaches, if provided, shall be constructed and operated in accordance with the Illinois Swimming Pool and Bathing Beach Code. Separate construction permits and licenses are required in accordance with the Swimming Pool and Bathing Beach Act.

#### **Section 18 Solid and Landscape Waste**

- a) All garbage and refuse shall be stored and disposed of so as not to create a nuisance or a health threat.

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- 1) Garbage must be stored in rust resistant, watertight and fly-proof containers with the lids closed.
- 2) Garbage containers must be stored at least 6 inches off the ground surface or on an impervious surface.
- 3) Garbage containers must be emptied at least once a week.
- 4) A minimum capacity of 40 gallons per occupied site per week shall be provided, according to the manufactured home community rules. Sealed bags can be utilized to supplement the required containers on the day of garbage collection only. A single 20 gallon container is acceptable if emptied twice a week.
- 5) Individual containers shall be available at each site or bulk containers shall be located within 250 feet of any home. Upon request, the Department shall grant a variance to allow bulk containers to be located more than 250 feet from a home, provided that the Department receives written assurance that the location of the containers is acceptable to the residents whose homes will be more than 250 feet from the containers. There is no distance limitation for bulk containers used by the manufactured home community management to empty individual containers.
- 6) Garbage, refuse and landscape waste shall be disposed of in accordance with the requirements of the Illinois Pollution Control Board and the local municipal authority.

### **Section 19 Manufactured Home Community Appearance**

- a) Household furniture and appliances, auto parts including tires and batteries, building materials, abandoned equipment and similar items shall not be stored within the manufactured home community except in sheds or garages with doors. If the above items are to be discarded, they must be removed from the manufactured home community within 7 days. Precautions shall be taken to prevent entrapment of children in or under any appliance that is being discarded.
- b) Abandoned homes as defined in the Abandoned Mobile Home Act shall be removed from the manufactured home community. Damaged homes shall be repaired or removed within a reasonable time. The manufactured home community owner shall advise the Department's regional office in writing if repair or removal cannot be accomplished within 60 days, the reason for the delay and the expected date of compliance.
- c) Trees and bushes shall not interfere with normal pedestrian and vehicular traffic. Branches shall not touch the roofs of any structure.
- d) Any abandoned or unused automobile or piece of equipment having the appearance of being abandoned shall be removed from the manufactured home community. All automobiles, trailers and similar vehicles subject to licensure by the Secretary of State shall have current licenses displayed. The Illinois Vehicle Code specifies the penalty for abandoning automobiles and the provisions for their removal by the manufactured home community management. The manufactured home community may adopt rules limiting the number of vehicles that may be parked adjacent to each manufactured home unit.

- e) All open excavations must be barricaded to prevent access.

#### **Section 20 Identification of Sites**

In the absence of local municipal rules, all sites shall be identified with a legible reflective or contrasting number or letter a minimum of three inches in height. This identification shall be at the same location for each site and visible from the street. There shall be a logical order for the identification of the sites. Previous addresses on homes relocated to the manufactured home community shall be removed. Street signs shall identify all streets that have names. The licensee shall maintain a plan of the manufactured home community indicating the labeling system, a copy of which shall be available to the Department upon request. All electric and natural gas meters must be identified for the site for which they serve. If there is no identification for a vacant site, a temporary identification shall be provided.

#### **Section 21 Vector Control**

The management of the manufactured home community shall take the following measures to prevent insects and rodents in the manufactured home community in addition to requirements specified in other Sections of this Part:

- a) Areas of ponding water and items which hold water such as tires shall be eliminated;
- b) Grass and weeds shall not exceed six inches in height;
- c) Firewood shall be stacked at least six inches above the ground or on an impervious surface such as concrete; and
- d) The manufactured home community shall be kept clear of animal excrement.

#### **Section 22 Inspection Doors**

If manufactured home skirting is provided, a sliding or hinged inspection door at least 24 inches wide and the approximate height of the skirting shall be provided near the utility connections to the home. Interlocking skirting with panels removable without the use of tools is acceptable. For homes installed prior to July 1, 1998 and not provided with an inspection door, the manufactured home community management or unit occupant, upon request from a Department representative, shall remove the skirting to allow for an inspection under the home.

#### **Section 23 Recreational Vehicles**

- a) The manufactured home community owner may adopt additional rules governing the use of non-motorized recreational vehicles.

#### **Section 24 Animal Control**

All animals must be confined and must be leashed when off a tenant's property or on a public way. All companion animals must be vaccinated for rabies and wear Cook County tags. It is a violation of these Rules and Regulations to have more, in the aggregate, than three (3) adult companion animals living at any one unit. The term companion animal shall include but not be limited to domestic dogs, domestic cats and ferrets.

### **Section 25 Vacant Sites**

When a home is moved from a site, the sewer riser shall be mechanically capped with a watertight and odor-tight fitting. The water shall be shut off and the water line plugged or capped. In freezing weather, the water line must be drained or insulated to prevent breakage. All lines for natural gas, propane and other fuels shall be shut off and plugged or capped.

### **Section 26 Duplex Units**

Duplex manufactured homes located in a manufactured home community must have separate water, sewer and electrical services for each unit and a one-hour, fire-rated assembly shall separate the units. Sites with a duplex unit shall be considered as two sites for licensure purposes.

### **Section 27 Required Documents**

Section 13 of the Ordinance requires the Department to supply licensees with copies of the Ordinance and Rules and Regulations. The licensee shall then maintain and make available the following items to tenants:

- a) Upon initial admittance to the manufactured home community, a new resident shall be provided a copy of the manufactured home community rules.
- b) The manufactured home community owner or manager shall provide a resident of each site with a copy of the Illinois Department of Public Health's publication "Living in a Manufactured Home Community", which contains information regarding the tiedown of homes, safety tips in the event of a tornado, and a copy of the Mobile Home Landlord and Tenants Rights Act.
- c) A copy of the "Mobile Homes And Mobile Home Park Ordinance of Cook County, Illinois" and the "Mobile Homes And Mobile Home Park Rules And Regulations of Cook County, Illinois" shall be available for inspection from the manufactured home community owner or manager by manufactured home community residents.
- d) The manufactured home community shall provide the name, address, telephone number and cell phone number of the manufactured home community manager (whom residents are to notify of a problem within the manufactured home community) to each resident and to the Department. The manufactured home community shall prominently display this information in an accessible place. An answering machine shall be connected to the manufactured home community manager's phone if someone is not normally available to answer the calls. When an entity or individual owns or manages multiple manufactured home communities, the entity or individual shall locate a custodian's office in each manufactured home community. In the event that the custodian's office is not staffed full time each day, the manufactured home community owner shall supply an emergency telephone number and cell phone number to each resident. Within 24 hours, the mobile home community shall respond to all resident complaints and inquiries.



### **Section 28 Manufactured Home Community Rules**

The manufactured home community owner shall establish and enforce rules governing the resident's responsibilities for maintaining the manufactured home community. The rules established by the manufactured home community owner shall include the disposal of abandoned equipment and appliances, the construction of auxiliary structures and fences, the policy for unlicensed vehicles, the policy for performing vehicle repairs, the control of the growth of weeds and grass, the storage of firewood, the need to provide access under the home, the protection of water pipes from freezing, the repair of the residents' water and sewage leaks, the maintenance of the electrical equipment, the maintenance of homes and auxiliary structures, the requirement for the resident to provide fire extinguishers in the home as required by Section 10 of the Ordinance, the requirements for compliance with the Smoke Detector Act, and all other rules necessary to maintain the manufactured home community in compliance with the Ordinance and these Rules and Regulations. Provisions shall be included in the manufactured home community rules to inform residents that the park management will correct violations that have not been corrected by the resident.

### **Section 29 Register**

A manufactured home community register shall be maintained by the manufactured home community manager as specified in Section 14 of the Ordinance. The register shall contain an acknowledgment by the resident that the information required in Section 860.400 was provided.

### **Section 30 Common Operation**

Section 2.3 of the Ordinance states that separate ownership of contiguous tracts of land shall not preclude the tracts of land from common licensure as a manufactured home community if they are maintained and operated jointly. Common maintenance and operation shall include any of the following:

- a) A common name for the properties;
- b) A continuous numbering system for the sites;
- c) Common maintenance of the manufactured home community's roads, grass, and utilities;  
or
- d) Property rents paid to one individual or entity.

### **Section 31 Existing Communities**

For existing communities, alterations shall not be required on items that were previously accepted by the Department, unless such items create a significant health or safety problem. A significant health or safety problem may include conditions such as improper sewage disposal, contaminated drinking water, unsafe electrical systems, or the location of existing auxiliary structures.

272035      AMENDMENT TO THE MOBILE HOMES AND MOBILE HOME PARK ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance sponsored by John H. Stroger, Jr., President, Cook County Board of Commissioners and Co-Sponsored by Jerry Butler, County Commissioner.

This following is a synopsis of the Proposed Ordinance Amendment.



PROPOSED ORDINANCE AMENDMENT

**AMENDMENT TO THE  
MOBILE HOMES AND MOBILE HOME PARK ORDINANCE**

**WHEREAS**, the Cook County Department of Public Health serves all areas of Cook County except in areas where municipalities have adopted similar ordinances to regulate manufactured home communities; and

**WHEREAS**, the Cook County Mobile Home Park Ordinance was last updated in 1972; and

**WHEREAS**, revisions to this ordinance are needed to adopt new NFPA (National Fire Protection Association) separation and setback requirements; and

**WHEREAS**, revisions are also needed to reflect changes in terminology and technology in manufactured housing; and

**WHEREAS**, the proposed amendment will provide clearer guidance to those communities that wish to enact their own local rules governing mobile home parks; and

**WHEREAS**, the proposed changes will provide for a safer and healthier environment in Cook County mobile home communities and will enhance the quality of life of all park residents.

**NOW, THEREFORE, BE IT ORDAINED**, that the Mobile Home Ordinance is hereby amended as set forth below:

**MOBILE HOMES AND MOBILE HOME PARK ORDINANCE**

- 5-291. Purpose**
- 5-292. Definitions**
- 5-293. License**
- 5-294. Permit - Application**
- 5-295. Issuance or Written Explanatory Denial**
- 5-296. License Fee - Rate**
- 5-297. Revocation - Suspension**
- 5-298. Construction and Remodeling Permits**
- 5-299. Operating Requirements**
- 5-300. Community Kitchens - Plumbing and Electrical Installations**
- 5-301. Department Keeps Original Application**
- 5-302. List of Mobile Home Parks**
- 5-303. Registration of Mobile Homes with Park**
- 5-304. Fines**
- 5-305. Exclusions**
- 5-306. Department Duties**
- 5-307. Hearing Requirement**
- 5-308. Administrative Review Act**
- 5-309. Severability**
- 5-310. Park Expected**
- 5-311. Effective Date**
- 5-312. Repeal Prior Ordinance**

**Note: This item was also referred to the Committee on Health and Hospitals.  
(See Comm. No. 272034).**

**\*Referred to the Committee on Zoning and Building on 07/12/05.**

**\*Deferred at the Committee on Zoning and Building on 07/26/05.**

Chairman Silvestri stated that the purpose of this meeting is to consider the revisions and proposed amendments to the Mobile Homes and Mobile Home Park Ordinance.

**Commissioner Quigley, seconded by Commissioner Murphy, moved approval to accept Amendment #2 for Communication No. 272035. The motion carried.**

Commissioner Murphy noted that she received 572 telephone calls and correspondences regarding the mobile home parks. Additionally, she noted that parks owners may have employed scare tactics against residents.

Commissioner Murphy commented that her staff worked diligently with the Mobile Home Association, Local Fire Protection Districts and Fire Departments to ensure the safety of the mobile home parks.

Commissioner Hansen stated the necessity to communicate with the residents of the mobile home parks regarding public health, public safety, fire protection and law enforcement.

Dr. Stephen A. Martin, Jr., Chief Operating Officer, Department of Public Health stated the department held meetings at the Bridgeview Courthouse where they discussed the various issues with the mobile home residents. The Department of Public Health availed itself to all mobile park homeowners.

**Public Speakers**

- 1) Michael Noonan, Illinois Housing Institute
- 2) Maye Beth Hadfield, Illinois Housing Institute
- 3) Dan Tholotowsky, Fire Marshall, Pleasantview Fire Protection District
- 4) Ed Murphy, Assistant Fire Chief, Roberts Park Fire Protection District
- 5) Terry Nelson, President, Mobile Home Owners Association of Illinois

**Commissioner Moreno, seconded by Commissioner Murphy, moved the approval of Communication No. 272035, as amended. The motion carried.**

**05-O-41**

**ORDINANCE AMENDMENT**

**Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR.**

**PRESIDENT OF THE COOK COUNTY BOARD OF COMMISSIONERS**

**Co-Sponsored by**

**THE HONORABLE JERRY BUTLER AND PETER N. SILVESTRI**

**COUNTY COMMISSIONERS**

**AN ORDINANCE AMENDING THE MOBILE HOMES  
AND MOBILE HOME PARK ORDINANCE OF COOK COUNTY**

**WHEREAS**, the Cook County Board of Commissioners ("Board") also serves as the Board of Health of Cook County; and

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**WHEREAS**, the Board has created the Cook County Department of Public Health to protect and promote health and to prevent illness, disability and premature death among all residents of suburban Cook County; and

**WHEREAS**, the Cook County Department of Public Health serves all areas of Cook County except in areas where municipalities have adopted similar Ordinances to regulate manufactured home communities; and

**WHEREAS**, the Cook County Mobile Homes and Mobile Home Park Ordinance was last updated in 1972; and

**WHEREAS**, recent fires in mobile home communities have threatened the safety of park residents and caused significant loss of personal property; and

**WHEREAS**, the separation of homes was identified as a significant factor as to the severity of these fires; and

**WHEREAS**, revisions to the Cook County Mobile Homes and Mobile Home Park Ordinance are needed to adopt new NFPA (National Fire Protection Association) separation and setback requirements; and

**WHEREAS**, the Cook County Department of Public Health licenses and regulates 30 mobile home communities including approximately 8,000 mobile home sites; and

**WHEREAS**, revisions are also needed to reflect changes in terminology and technology in manufactured housing; and

**WHEREAS**, the proposed amendment will provide clearer guidance to those communities that wish to enact their own local rules governing mobile home parks; and

**WHEREAS**, the proposed changes will provide for a safer and healthier environment in Cook County mobile home communities and will enhance the quality of life of all park residents.

**NOW, THEREFORE, BE IT ORDAINED**, that the Mobile Home Ordinance is hereby amended as set forth below:

**MOBILE HOMES AND MOBILE HOME PARK ORDINANCE**

- 5-290. Title**
- 5-291. Purpose**
- 5-292. Definitions**
- 5-293. License**
- 5-294. Permit - Application**
- 5-295. Permit and License Issued**
- 5-296. License Fee - Rate**
- 5-297. Revocation-Suspension-Department Action**
- ~~5-298. Construction and Remodeling Permits~~**
- 5-299. Operating Requirements**
- ~~5-300. 5-299. Community Buildings Kitchens-Plumbing and Electrical Installations~~**
- 5-301.0. Department Keeps Original Application Records Maintenance**
- 5-302.1. List of Mobile Home Parks Sites**
- 5-303.2. Registration of Mobile Homes with Park Registration**

~~5-3043. Fines~~  
~~5-3054. Exclusions~~  
~~5-3065. Department Duties~~  
~~5-307. Hearing Requirement~~  
~~5-3086. Administrative Review Act~~  
~~5-3097. Severability~~  
~~5-31008. Park Expected Jurisdiction~~  
~~5-31109. Effective Date~~  
~~5-312. Repeal Prior Ordinance~~

**Section 5-290. Title**

This comprehensive amendment shall be known and cited as the Cook County Mobile Homes and Mobile Home Park Ordinance of 2005.

**Section 5-291. Purpose**

This comprehensive amendment to the Cook County Mobile Homes and Mobile Home Park Ordinance is adopted pursuant to the County of Cook's home rule powers for the following purposes:

~~The Cook County Board of Commissioners finds: (1) that there is a serious housing shortage in this country; (2) That rising costs in the building construction field has seriously impeded the building of new housing, particularly for moderate and low income citizens; (3) That the existing housing stock is continuously depleted through demolition resulting from aging buildings, urban renewal, highway construction and other necessary public improvements; (4) That advances in the construction of mobile homes has significantly increased the importance of this mode of housing; (5) That through proper regulation and licensing mobile homes can contribute to the quality housing of Cook County citizens.~~

- A. To promote public health, safety, morals, comfort, convenience and general welfare;
- B. To protect against fire, explosion, noxious fumes and other hazards;
- C. To provide for moderate and low income housing;
- D. To increase the quality of housing for Cook County residents;
- E. To establish new penalties for violations of this Ordinance.

**Section 5-292. Definitions**

Unless the context clearly requires otherwise, the words and phrases set forth below in sections .1 to .9 .13 inclusive, shall have the meanings set forth in this Ordinance. Additionally, words and phrases not defined in this Ordinance shall have the meaning indicated by common dictionary definition.

"County" means the County of Cook County, Illinois.

- ~~6.~~ "Department" means the Cook County Department of Public Health, unless otherwise indicated.
- ~~3.~~ "Dependent mobile home" means a mobile home which does not have a toilet and bath or shower facilities.
- ~~7.~~ "Director" means the Director of the Cook County Department of Public Health.

"Front" means the end of the mobile or manufactured home to which the hitch is or was attached and used for towing or for delivery to the site. When a mobile home is placed in a mobile home park and the hitch is removed, the Department shall make a determination as to what constitutes the front.



- 4. "Independent mobile home" means a mobile home which has a self-contained toilet and bath or shower facilities.
- 9. "License" means Mobile Home Park Operator's License.

"Manufactured Home" means a structure, transportable in one or more sections, which, in the traveling mode, is eight body feet or more in width or 40 feet or more in length, or when erected on site, is 320 or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, including plumbing, heating, air conditioning, and electrical systems. Any structure defined in this Ordinance as a "mobile home" shall also be considered a "manufactured home. For purposes of this Ordinance, the terms "mobile home" and "manufactured home" are used interchangeably.

"Manufactured Home Accessory Buildings or Structures" is an assembly of materials forming a construction for use which contributes to the comfort, convenience or necessity of the principal building or structure served, including, among other things, awnings, cabanas, garages, storage structures, sheds, decks, carports, fences, windbreaks, porches or other like appurtenances.

"Manufactured Home Community" means a tract of land or two or more contiguous tracts of land that contain sites with the necessary utilities for five or more independent manufactured homes for permanent habitation either free of charge or for revenue purposes, and shall include any building, structure, vehicle, or enclosure used or intended for use as a part of the equipment of such manufactured home community. Separate ownership of contiguous tracts of land shall not preclude the tracts of land from common licensure as a manufactured home community if they are maintained and operated jointly. Neither an immobilized manufactured home nor a motorized recreational vehicle shall be construed as being part of a manufactured home community. Any community defined in the Ordinance as a "mobile home park" shall also be considered a "manufactured home community." For the purposes of this Ordinance the terms "mobile home park," and "manufactured home community," are used interchangeably.

- 4. "Mobile home" means a structure designed for permanent habitation and so constructed as to permit its transport on wheels, temporarily or permanently attached to its frame, from the place of its construction to the location, or subsequent locations, at which it is intended to be a permanent habitation and designed to permit the occupancy thereof as a dwelling place for 1 or more persons, provided that any such structure resting on a permanent foundation, with wheels, tongue, lug bolts and hitch permanently removed, shall be construed as a "mobile home."
- 5. "Mobile home park" means an area of land or lands upon which five or more independent mobile homes are harbored either free of charge or for revenue purposes, and shall include any building, structure, tent, vehicle, or enclosure used or intended for use as a part of the equipment of such mobile home park.
- 2. "Permanent habitation" means a period of one (1) or more months.
- 8. "Site" means the lot on which the mobile home is located for permanent habitation.

**Section 5-293. License**

No person, firm or corporation shall ~~establish, maintain, conduct, or operate~~ a mobile home park without first obtaining a an annual license ~~therefore~~ from the Department. "Conduct or operate a mobile home park" as used in this Ordinance shall include, but not necessarily be limited to, supplying or maintaining common water, sewer or other utility supply or service, or the collection of rents directly or indirectly from five or more independent mobile homes. ~~Such license shall expire one year from date of issue and a~~ The license year or period shall begin on May 1 of each year and expire on April 30 of the following year. A new license may be issued upon proper application and payment of the annual license fee provided the applicant is in substantial compliance with the Rules and Regulations of the Department.

**Section 5-294. Permit - Application**

No person, firm or corporation shall establish or construct a mobile home park without first obtaining a permit from the Department. In order to obtain a permit to construct a mobile home park, the applicant shall file with the Department a written application and submit plan documents, and such plan documents that shall be prepared by a registered engineer or architect licensed to practice in the State of Illinois, with registration seal affixed, setting forth:

- a. The full name and address of the applicant or applicants, or names and addresses of the partners if the applicant is a partnership, or names and addresses of the officers if the applicant is a corporation, and the present or last occupation of the applicant at the time of the filing of the application-;
- b. The location and legal description of the tract of land upon which it is proposed to operate and maintain a mobile home park-;
- c. The proposed ~~and existing~~ facilities in the mobile home park for water supply, sewage, garbage and waste disposal, fire protection and ~~the~~ any proposed alterations therein and the maintenance thereof-;
- d. The proposed method of lighting the structures and land upon which the mobile home park is to be located-;
- e. The plot plans of the mobile home park, ~~building plans and specifications for existing buildings and facilities, and the plans and specifications for new buildings and facilities, and the plans and specifications for new buildings and facilities or the proposed alterations in existing facilities,~~ all as may be required by the rules and regulations of the Department under the provisions of this Ordinance-;
- f. The building plans and specifications for existing buildings and facilities; and
- f. g. A statement of the fire-fighting facilities, public or private, which are available to the mobile home park.

An affidavit of the applicant as to the truth of the matters contained in the application shall be attached thereto. Each application shall be accompanied by an application fee of ~~\$100.00~~ 250.00. The application fee once paid to the Department shall not be refunded. ~~Permits shall be valid for one year from date of issue, but may be extended by the Department.~~

**Section 5-295. Permit and License Issuance or Written Explanatory Denial**

1. Upon receipt of an application for a permit to construct or alter a mobile home park or an application for a license to operate and maintain the same, ~~or an application for a permit to alter a licensed mobile home park,~~ the Department shall, if the park is, or the proposed park will be, in conformity with this Ordinance and the rules and regulations adopted by the Department pursuant thereto, issue a the required permit to construct or an original license, as the case may be. If the application for a permit to construct or alter, or an application for a license is declined, the Department shall give the reasons therefore in writing to the applicant; and if the objections can be corrected, the applicant may amend his application and re-submit it for approval. The Department shall examine or cause to be examined all applications for permits and licenses within a reasonable time after filing. If the application or the plans do not conform to the requirements of all pertinent ordinances and laws, the Department shall deny the application in writing, stating the reasons therefore. If the application conforms to the requirements of this Ordinance, the rules and regulations promulgated with this Ordinance and all other applicable laws and ordinances, the Department shall issue the permit or license. The Department shall have the authority to call on the assistance of other entities or agencies which could provide consultation, expertise or have regulatory authority beyond that of the Department.

2. If a permit to construct or alter a park has been issued, the applicant upon completion thereof shall notify the Department. The Department shall then inspect the park and if completed in accordance with the accepted application, the Department shall issue a license.

3. No change in any sanitary facilities, methods of water supply, sewer, drainage, garbage or waste disposal, and no change in the plot plan shall be made without first making a written application to the Department and receiving a written permit therefrom. Such application shall be made in accordance with the provisions contained in this Ordinance the way and manner herein before set forth; except that a fee amounting to \$50.00 250.00 shall accompany each application for a permit to increase the size of a park, and shall be accompanied by an application fee of \$250. No application fee shall be required to accompany an application for a permit to alter a mobile home park where such alteration involves only a reduction in the number of mobile home spaces to a number less than that for which such park is currently licensed.

4. ~~Such~~ Issuance of a permit does not relieve the applicant from securing building permits in municipalities or counties having a building code, or from the Building and Zoning Department of the County, or from complying with any municipal or county zoning or other ordinance applicable thereto. Within 10 days of receiving ~~such an~~ application for a permit to alter or construct a new park or expand a licensed park, the Department shall send a copy thereof, by certified mail, to the county and municipality in which the proposed park is located. No license to operate and maintain a mobile home park shall be issued upon the Department's being notified, within 60 days of the mailing of the application to the county and municipality ~~as provided in this Section by a written certification from the municipal zoning board or commission of any municipality~~ that such park is in violation of any municipal or county zoning ~~or~~ other ordinances and that such park was not in existence at the time of the passage of such municipal zoning or other ordinances. Upon certification from either Cook County or from such the municipality in which the mobile home park is located ~~zoning board~~ that such the park has complied with the municipal ~~or other~~ all applicable ordinances and certification from the Department that other the requirements of this Ordinance have been met, such a license shall be issued. ~~Within ten days, after such park has complied with the municipal zoning Ordinance the municipal zoning board or commission shall certify such compliance to the Department. Provided, fees charged by such municipality for such permits shall not exceed the usual charge for the services provided by such municipality or county in connection with such permits.~~ In cases where the proposed park is located in the unincorporated area of Cook County, the Department shall not issue the license to operate and maintain a mobile home park where any violation of an applicable Cook County Ordinance or regulation exists.



5. All permits and licenses issued by the Department are non-transferable.

**Section 5-296. License Fee ~~Rate~~**

1. In addition to the application fees provided for herein, the licensee shall pay to the Department on or before April 30 of each year, an annual license fee which shall be ~~\$25.00~~ \$100.00 plus ~~\$5.00~~ \$12.00 for each mobile home space in the park.

2. The licensee shall pay to the Department \$10 for each additional mobile home space added to ~~his~~ a park under authority of a written permit to alter the park as provided in Section ~~5-29-4~~ 5-295 of this Ordinance, ~~payment for which the additional mobile home spaces to be made and an amended license therefore obtained~~ All requisite permits and payment of fees must be secured before any mobile homes are accommodated located on the additional mobile home ~~spaces~~ sites. The Department shall issue an amended license to cover such additional mobile home ~~spaces~~ sites, when they are to be occupied before the end of the license year, for which an annual license has been previously issued.

3. ~~Provided that subsequent to the effective date of this Ordinance, a~~ An applicant for an original license to operate a new park constructed under a permit issued by the Department shall only be required to pay a prorated annual license fee based on the remaining months of the licensure year for the first year of operation. This paragraph is applicable as long as the Department uses May 1 as an annual license date.

4. Each license fee shall be paid to the Department and ~~any license fee or any part thereof, once paid to and accepted by the Department shall not be refunded,~~ once accepted by the Department, no license fee or portion thereof shall be returned to the applicant.

5. The Department shall deposit all funds received under this Ordinance in the Cook County general fund.

**Section 5-297. ~~Revocation—Suspension~~ Department Action**

A. Notices

~~Any license granted hereunder shall be subject to revocation or suspension by the Department. However, t~~ The Department shall first serve or cause to be served upon the licensee a written notice in which shall be specified specify the way or ways in which ~~such a~~ such a licensee has failed to comply with ~~the statute~~ this Ordinance, or any rules or regulations promulgated by the Department pertaining thereto. Said notice shall require the licensee to remove or abate such nuisance, insanitary or objectionable condition, ~~specified in such notice~~ or to otherwise bring the mobile home park into compliance with the provisions of this Ordinance and the rules and regulations promulgated by the Department, within 5 days or within a longer period of time as may be allowed by the Department. If the licensee fails to comply with the terms and conditions of said notice, within the time specified or such extended period of time, the Department may revoke or suspend such license.

**Section 5-298. ~~Construction and Remodeling Permits~~**

B. Revocation or Suspension

~~No person, firm or corporation shall construct a mobile home park without first obtaining a permit to do so. All permits to construct, all licenses to operate, and all permits to make alterations therein shall be prominently displayed in the office of parks. All licenses issued under this Act shall be nontransferable.~~

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- i. The Department may revoke a permit in the event that there has been any false statement or misrepresentation in the application or plans on which a permit was based.
- ii. The Department may revoke or suspend a license in the event a licensee fails to timely comply with any of the terms or conditions contained in a Department Notice to comply. In the event of a Department revocation or suspension hearing, the following shall apply:
  - a) The Department shall serve written notice by registered mail to the park operator, permit holder or licensee at least 10 days prior to the Department's scheduled hearing;
  - b) The Department shall determine the date, location and time for the hearing;
  - c) The hearing shall be conducted by the Director, or a duly qualified employee of the Department designated in writing by the Director as a Hearing Officer;
  - d) The Director or Hearing Officer may compel by subpoena or subpoena duces tecum the attendance and testimony of witnesses and the production of books and papers, and administer oaths to witnesses;
  - e) The Director or Hearing Officer shall permit the applicant or licensee to appear in person and to be represented by counsel at the hearing at which time the applicant or licensee shall be afforded an opportunity to present all relevant matter in support of his application for license or renewal of license or in resisting the revocation or suspension thereof.
  - f) In the event of the inability of any party, or the Department, to procure the attendance of witnesses to give testimony or produce books and papers, such party or the Department may take the deposition of witnesses in accordance with the provisions of the laws of the state law. All testimony taken at a hearing shall be reduced to writing, and all such testimony and other evidence introduced at the hearing shall be a part of the record of the hearing.
  - g) The Director shall make findings of fact in such hearing, and the Director shall render his or her decision within 30 days after the termination of the hearing, unless additional time is required by him or her for a proper disposition of the matter. When the hearing has been conducted by a Hearing Officer, the Director shall review the record before rendering a decision. It shall be the duty of the Director to forward a copy of his or her decision, by registered mail, to the park operator, permit holder or applicant, as the case may be, within 15 days of rendering such decision.
  - h) Technical errors in the proceeding before the Director or Hearing Officer or their failure to observe the technical rules of evidence shall not constitute grounds for the reversal of any administrative decision unless it appears to the court that such error or failure materially affects the rights of any party and results in substantial injustice to him.
  - i) All subpoenas issued by the Director or Hearing Officer may be served as provided for in civil actions. The fees of witnesses for attendance and travel shall be the same as the fees for witnesses before the Circuit Court and shall be paid by the party to such proceeding at whose request the subpoena is issued. If such subpoena is issued at the request of the Department, the witness fee shall be paid as an administrative expense.

- j) In cases of refusal of a witness to attend or testify, or to produce books or papers, concerning any matter upon which he might be lawfully examined, the Circuit Court of Cook County, upon application of any party to the proceeding, may compel obedience by similar order of said Court.
- k) The Department shall not be required to certify any record or file any answer or otherwise appear in any proceeding for judicial review unless the party filing the complaint deposits with the Department the sum of 95 cents per page representing costs of reproduction and certification. Failure on the part of the plaintiff to make such deposit shall be grounds for dismissal of the action.

#### **Section 5-2998. Operating Requirements**

Each mobile home park licensed or to be constructed under the provisions of this Ordinance shall be operated and maintained in accordance with the requirements of Sections ~~1 to 14~~ 5-298.1 - 5-298.15 inclusive, of this Ordinance. ~~All permits to construct, all licenses to operate, and all permits to make alterations therein shall be prominently displayed in the office of parks.~~

1. All licenses and permits to construct, alter and operate the mobile home park shall be prominently displayed in the mobile home park office.

~~12.~~ Every mobile home park shall be in the charge of a responsible attendant or caretaker whose name shall be on file at all times with the Department of Public Health and the Department of Building and Zoning and whose duty it shall be to maintain the park, its facilities and equipment in a clean, orderly and sanitary condition, and it shall be the responsibility of the licensee, for any violation of the provisions of this Ordinance.

~~23.~~ No mobile home park shall be ~~so~~ located such that the drainage of the park area will endanger any water supply. All ~~such~~ mobile home parks shall be well drained. No waste water shall be deposited on the surface of the ground within the mobile home park.

~~34.~~ Each site on which a mobile home is ~~accommodated~~ located shall have a minimum area of 2,500 square feet, provided except that sites existing in parks or approved by the Department for construction prior to August 21, 1967, shall contain an area of not less than 1,000 square feet.

No mobile home shall be ~~parked~~ located closer than 5 feet to the side lot lines of a mobile home park, or closer than 10 feet to a public street, alley or building. Each individual site shall abut or face on a private or public driveway or roadway of not less than 24 feet in width, which driveway or roadway shall have unobstructed access to a public highway or alley. There shall be an open space of at least 10 feet adjacent to the sides of every mobile home and at least 5 feet adjacent to the ends of every mobile home for mobile homes placed on a site prior to the effective date of this Ordinance. For mobile homes placed on a site after the effective date of this Ordinance, no portion of a mobile home, excluding the tongue, shall be closer than (10 ft) side to side, (8 ft) end to side, and (6 ft) end to end horizontally from any other mobile home or community building. Compliance with the setback and separation requirements shall be adhered to whenever an owner of a mobile home community enlarges or expands a concrete pad used to support a mobile home, installs a new mobile home, or replaces an existing mobile home on or after the effective date of this Ordinance.

For new mobile home parks constructed and licensed after the effective date of this Ordinance, no mobile home shall be located closer than 10 feet to a private street.

In the instance where an owner of a mobile home community enlarges or expands a concrete pad in an existing community used to support a mobile home, installs a new mobile home in an existing community, or replaces an existing mobile home in an existing community, on or after the effective date of this Ordinance, the mobile home shall be no closer than 5 feet to a public or private street. The licensee may apply to the Department for a variance from this setback requirement.

45. An adequate supply of water of safe, sanitary quality, approved by the Department shall be furnished at each mobile home park. Where water from other sources than that supplied by a city or village is proposed to be used, the source of such supply shall first be approved by the Department. Each site shall be provided with a cold water tap located in accordance ~~as per~~ with regulations of the Department.

56. All sewage and other water carried wastes shall be disposed of into a municipal sewerage system whenever the interceptor or sewer main of such system is adjacent to the mobile home park. In mobile home parks in which such connections are not available, disposal shall be into a private system which includes a sanitary means of disposal, the operation of which creates neither a nuisance nor a menace to health.

67. When a water carriage system of sewage is used each site shall be provided with a sewer connection for the combined liquid waste outlet or outlets of each mobile home. It shall be the duty of the owner or operator of said park to provide an approved type of water and odor tight connection from the mobile home water drainage to the sewer connection, and it shall be the duty of said owner or operator to make such connection and keep all occupied mobile homes connected to said sewer while located in the park. Sewer connections in unoccupied sites shall be ~~so~~ closed such that they will emit no odors or cause a breeding place for flies. No water or waste shall be allowed to fall on the ground from a mobile home.

78. A sufficient number of adequate ~~fly proof~~ vermin, pest resistant and watertight containers in accordance with the rules and regulations adopted by the Department shall be supplied for the storage of garbage ~~except where an adequate incinerator is provided.~~ Grass, trees and shrubbery shall be maintained in a safe, sanitary and attractive condition, which creates neither a nuisance nor menace to public health.

Garbage containers shall be emptied at least once a week and shall not be filled to overflowing, or allowed to become foul smelling or a breeding place for ~~flies~~ insects.

Garbage and rubbish shall be disposed of in a manner which creates neither a nuisance nor a menace to health and which is approved by the Department.

89. Adequate insect and rodent control measures shall be employed. All buildings shall be ~~fly and rodent proof~~ vermin and pest resistant and rodent harborages shall not be permitted to exist in the mobile home park or pathways.

910. All mobile homes ~~in mobile home parks~~ shall each be equipped ~~by the tenant~~ with fire extinguishers in working order, ~~one in each end of the mobile home.~~ The type and location of each extinguisher shall be determined by the Fire Prevention Authority having jurisdiction in that community. Additionally, a smoke detector and a carbon monoxide detector, in working order, shall be installed by the tenant in each bedroom in the mobile home, in accordance with standards approved by the Fire Prevention Authority having jurisdiction in that community. The space under manufactured homes and accessory buildings and structures shall not be used for the storage of combustible materials or for the storage or placement of flammable liquids, gases or liquid or gas fuel-powered equipment.

If a mobile home community has fire hydrants, the fire hydrant valves shall be tested annually and the flow rates documented by the local fire department, water department or other entity capable of analyzing the available flow from the hydrants. Such test results shall be available to the Department upon request.

The licensee shall provide notification in writing to the local fire protection authority of the hydrants that have been deemed unsatisfactory, which includes an agreement to either remove the hydrants, reverse the top of the hydrant, or provide some other identification acceptable to the fire department to indicate that the hydrant is not acceptable. The licensee shall then take immediate, affirmative steps to either eliminate the defective hydrants or restore them to working order.

The residents of the mobile home community shall be advised in writing by the licensee within 30 days when a mobile home community licensee becomes aware that one or more hydrants in the community is inadequate. The location of these fire hydrants shall be specified in writing along with a plan to correct the situation and an anticipated date for completion. A copy of such notification shall be provided to the Department.

All new mobile home parks created and licensed after the date of adoption of this Ordinance, must be provided with fire hydrants at least every 500 feet of any structure. At a minimum, the hydrants within the community must be linked to a 6 inch water main that generates 1000-1500 gallons per minute, with a static pressure of 35 psi.

Within 5 years after the adoption of this Ordinance, all mobile home parks must implement one of the following fire protection systems:

- a) a manufactured home community based system, connected to the local fire protection district, with fire hydrants at least every 500 feet of any structure. At a minimum, the hydrants within the mobile home park must be connected to a 6 inch water main that generates 1000-1500 gallons per minute, with a static pressure of 35 psi.

or;

- b) an adequate and reliable water supply system that meets fire mitigation needs, if approved by the Department in consultation with the local fire protection district. Examples include, but are not limited to, the following:
  - i. a mobile home park based system, connected to the local water distribution system, with fire hydrants strategically placed. At a minimum, the hydrants within the system must be connected to a 6 inch water main that generates 1000-1500 gallons per minute, with a static pressure of 35 psi;
  - ii. an onsite water reservoir;
  - iii. fire prevention authority that has capable mobile sources, such as a water tanker or fire apparatus designed with larger water tanks.

4011. Temporary porches, canvas-roofed canopies and skirts shall may be permitted for mobile homes and auxiliary rooms may also be authorized by regulation of the Department if constructed of fire resistant materials of such specifications as shall be required by such regulations if in compliance with applicable local fire safety and building codes.



Manufactured home accessory buildings or structures constructed after the date of adoption of this Ordinance may be located immediately adjacent to a site's lot line when constructed entirely of non-combustionable materials, provided that such buildings or structures are at least 3 feet from an accessory building or structure on an adjacent site. Accessory buildings and structures constructed before the date of adoption of this Ordinance shall be permitted, such structures to be permitted as non-conforming.

4412. All streets and driveways in every mobile home park must be maintained in a passable and reasonably dust-proof condition at all times. All streets and driveways in every mobile home park established after January 1, 1954, shall have a minimum width of 20 feet for streets or driveways. All streets and driveways in mobile home parks constructed after August 21, 1967 shall have a minimum width of 24 feet.

4413. The management of every mobile home park shall assume full responsibility for maintaining in good repair and condition all sanitary, electrical and safety appliances in the park;. ~~Management shall promptly bring such action as is necessary to prosecute or eject from the park any person or persons who fail to comply with the regulations of this Ordinance.~~

4314. Electrical outlets for each individual site shall be provided and the installation shall be in accordance with all state or local codes and ordinances.

4415. In no event shall a dependent mobile home, or non-permanent shelter or other vehicle designed or used for sleeping purposes, other than an independent mobile home, be permitted for occupancy at any time in a mobile home park.

**Section 5-300299.      Community ~~Kitchens—Plumbing and Electrical Installations~~ Buildings**

When mobile home community kitchens, dining rooms, laundries, or other facilities are provided, such facilities and equipment as are supplied must be maintained in a sanitary condition and kept in good repair, and subject to such rules and regulations as may be issued by the Department.

2. All buildings constructed or altered and all plumbing, ~~and all~~ electrical and heating installations shall be in accordance with existing municipal and/or county building Ordinances and the rules and regulations of the Department.

**Section 5-3010.    ~~Department Keeps Original Application~~ Records Maintenance**

When the Department has approved an application for a permit to construct or make alterations ~~upon to~~ a mobile home park or the appurtenances thereto or has issued a license to operate and maintain the same, ~~it the Department~~ shall retain the original permit or license and keep a file thereof, and one copy shall be returned to the applicant or his agent, one copy to the clerk of the municipality or to the county clerk if ~~said the mobile home park~~ is located outside the limits of a municipality. The Department shall provide notice of all approved applications for construction of new parks or expansion of licensed parks to: a) the clerk of the municipality if the park is located within the corporate limits of a municipality; or b) the county clerk if the mobile home park is located outside the limits of a municipality.

The Department shall draft and supply all forms ~~and blanks~~ necessary to obtain a permit or license from the Department. The forms shall and specify the number documents and detail necessary to obtain permits to construct or make alterations upon mobile home parks and the documents and detail necessary for a license to operate and maintain such a mobile home park according to this Ordinance.

**Section 5-3021. List of Mobile Home Parks**

The Department shall keep a record of all mobile home parks licensed by the Department; said records ~~to show~~ shall include the names and addresses of all such parks, the names and addresses of the licensees, the number of mobile home lots in each mobile home park, the source of water supply, the system of sewage and garbage disposal, and any other information desired by the Department.

The Department shall supply licensees of all mobile home parks with ~~any and~~ all applicable health rules and regulations ~~pertaining thereto~~ made by the Department, and any change or changes that may be made from time to time and such rules and regulations shall be posted by the management of such mobile home park in a protected, conspicuous place within the mobile home park.

**Section 5-3032. Registration of Mobile Homes with Park Mobile Home Park Registration**

Each mobile home park shall be provided with a custodian's office where each mobile home entering such park shall be assigned to a site, given a copy of the park rules and regulations and registered according to the prescribed form. Such registration shall include the name and address of the owner of each mobile home, ~~and every occupant of such a mobile home,~~ and the square feet of floor space contained in such each mobile home and the date of entry of each mobile home into the park. ~~Such registration shall also include the license number of the mobile home and of the towing vehicle, if there be any, and the state issuing licenses.~~ The register shall be signed by the owner or ~~operator~~ occupant of the mobile home. Any person furnishing misinformation in the register for purposes of registration shall be deemed guilty of a Class A misdemeanor ~~and shall be subject to punishment as provided in this Ordinance.~~ The registration records shall be neatly and securely maintained, and no registration records shall be destroyed until six years have elapsed ~~following the date of registration~~ after the departure of any tenant from the park. The register shall be available for inspection upon request by all law enforcement officers and by the Department.

**Section 5-3043. Fines**

Whoever violates any provisions of this Ordinance, shall, except as otherwise provided, be fined not less than ~~\$100.00~~ 500.00 and not more than \$1,000.00 or imprisoned for a period not to exceed six (6) months, or by both such fine and imprisonment for each offense. Each day's violation shall constitute a separate offense. The State's Attorney shall bring such actions in the name of the people of the County of Cook, or may, in addition to other remedies provided in this Ordinance, bring action for an injunction to restrain such violation, or to enjoin the operation of any such mobile home park.

**Section 5-3054. Exclusions**

Nothing in this Ordinance shall be construed to include the state parks of Illinois and the term "Mobile Home Park" shall not be construed to include buildings, tents, or other structures maintained by any individual or company on their own premises and used exclusively to house their own farm labor, or any military establishment of the United States or of this State wherein a travel trailer or mobile home may be located ~~or harbored~~.

**Section 5-3065. Department Duties**

The Department shall enforce the provisions of this Ordinance and the rules and regulations adopted pursuant thereto, ~~affecting health, sanitation, water supply, sewage, garbage and waste disposal, and~~ The Department shall inspect, at least once each year, each mobile home park, and all the accommodations and facilities therewith. Such officials or officers are hereby granted the power and authority to enter upon the premises of ~~such~~ all mobile home parks at any time for ~~the inspection purposes herein set forth.~~



The Department shall promptly bring such action as is necessary to prosecute any person or persons who fail to comply with this Ordinance and the rules and regulations.

The Department may issue rules and regulations to carry out the provisions of this Ordinance.

**Section 5-307. —Hearing Requirement**

~~1. Any person refused denied a permit to construct or alter a park or a license, or whose license is suspended or revoked, shall have the right to a hearing before the Department. A written notice of a request for such a hearing shall be served upon the Department within 20 days of such refusal of a permit to construct or alter or refusal of a license or suspension or revocation thereof. The Director shall give written notice of such decision, by registered mail, to the park operator or the applicant, as the case may be, within 15 days of such refusal, suspension or revocation.~~

~~2. The hearing shall be conducted by the Director, or a duly qualified employee of the Department designated in writing by the Director as a Hearing Officer.~~

~~3. The Director or Hearing Officer may compel by subpoena or subpoena duces tecum the attendance and testimony of witnesses and the production of books and papers, and administer oaths to witnesses. The Director shall give written notice of the time and place of hearing, by registered mail, to the park operator or license applicant, as the case may be, at least 10 days prior to such hearing.~~

~~4. The Director or Hearing Officer shall permit the applicant or licensee to appear in person and to be represented by counsel at the hearing at which time the applicant or licensee shall be afforded an opportunity to present all relevant matter in support of his application for license or renewal of license or in resisting the revocation thereof.~~

~~5. In the event of the inability of any party, or the Department, to procure the attendance of witnesses to give testimony or produce books and papers, such party or the Department may take the deposition of witnesses in accordance with the provisions of the laws of the state law. All testimony taken at a hearing shall be reduced to writing, and all such testimony and other evidence introduced at the hearing shall be a part of the record of the hearing.~~

~~6. The Director shall make findings of fact in such hearing, and the Director shall render his or her decision within 30 days after the termination of the hearing, unless additional time is required by him or her for a proper disposition of the matter. When the hearing has been conducted by a Hearing Officer, the Director shall review the record before rendering a decision. It shall be the duty of the Director to forward a copy of his or her decision, by registered mail, to the park operator or applicant, as the case may be, within 15 days of rendering such decision.~~

~~7. Technical errors in the proceeding before the Director or Hearing Officer or their failure to observe the technical rules of evidence shall not constitute grounds for the reversal of any administrative decision unless it appears to the court that such error or failure materially affects the rights of any party and results in substantial injustice to him.~~

~~8. All subpoenas issued by the Director or Hearing Officer may be served as provided for in civil actions. The fees of witnesses for attendance and travel shall be the same as the fees for witnesses before the Circuit Court and shall be paid by the party to such proceeding at whose request the subpoena is issued. If such subpoena is issued at the request of the Department, the witness fee shall be paid as an administrative expense.~~

~~9. In cases of refusal of a witness to attend or testify, or to produce books or papers, concerning any matter upon which he might be lawfully examined, the Circuit Court of Cook County, upon application of any party to the proceeding, may compel obedience by similar order of said Court.~~

~~10. The Department shall not be required to certify any record or file any answer or otherwise appear in any proceeding for judicial review unless the party filing the complaint deposits with the clerk of the court the sum of 95 cents per page representing costs of such certification. Failure on the part of the plaintiff to make such deposit shall be grounds for dismissal of the action.~~

**Section 5-3086. Administrative Review Act —Applicable**

The “Administrative Review Act” ~~approved May 8, 1945~~ 735 ILCS 5/3-101, et. seq. (2002), and all amendments and modifications thereof, and the rules adopted pursuant thereto, shall apply to and govern all proceedings for judicial review of final administrative decisions of the Department hereunder. The term “administrative decision” is defined as in Section ~~4~~ 3-101 of the “Administrative Review Act.”

~~1. Illinois Revised Statutes, Chapter 110. Section 264 et seq.~~

**Section 5-3097. Severability**

If any one or more of the provisions of this Ordinance is declared unconstitutional or the application thereof is held invalid, the validity of the remainder of the Ordinance and the application of such provisions to other persons and circumstances shall not be affected thereby.

**Section 5-3108. ~~Park-Expected~~ Jurisdiction**

This Ordinance applies to all mobile homes and mobile home parks ~~in this County except those:~~

~~a) located wholly within any city or village;~~

~~1) Which has adopted mobile home and mobile home park Ordinances substantially as stringent or more stringent than those contained herein similar to this Ordinance, provided that the Ordinance must be no less restrictive than the County Mobile Home Ordinance as determined by the Department; and~~

~~2) Which has notified the County Health Department in writing that it desires solely to regulate mobile homes and mobile home parks within its corporate limits, located in unincorporated Cook County ~~or~~ and in municipalities that have not adopted an ordinances regulating mobile homes or mobile home parks.~~

**Section 5-3109. Effective Date**

This Ordinance to be effective on the date of passage by the Cook County Board of Commissioners.

**Section 5-312. —Repeal of Prior Ordinance**

All prior Ordinances inconsistent with the provisions of this Ordinance —“An Ordinance to Provide and Regulate Mobile Homes and Mobile Home Parks” be, and they are hereby repealed.

JOURNAL OF PROCEEDINGS FOR SEPTEMBER 20, 2005

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

**Commissioner Butler moved to adjourn the meeting, seconded by Commissioner Moreno. The motion carried and the meeting was adjourned.**

Respectfully submitted,

ZONING AND BUILDING COMMITTEE

PETER N. SILVESTRI, Chairman

ATTEST: MICHELLE HARRIS, Secretary

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Commissioner Silvestri, seconded by Commissioner Steele, moved that the Report of the Committee on Zoning and Building be approved and adopted. **The motion carried unanimously.**

**REPORT OF THE COMMITTEE ON ZONING AND BUILDING**

September 20, 2005

The Honorable,  
The Board of Commissioners of Cook County

**ATTENDANCE**

Present: Chairman Silvestri, Vice Chairman Steele, Commissioners Butler, Claypool, Collins, Daley, Gorman, Goslin, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Sims Suffredin and President Stroger (17)

Absent: None

Ladies and Gentlemen:

Your Committee on Zoning and Building, having had under consideration the matter hereinafter mentioned, respectfully reports and recommends as follows:

**SECTION 1**

Your Committee has considered the following items and upon the adoption of this report the recommendations are as follows:

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- 273052     DOCKET #7893 - A. GRZEGORZEWSKI, Owner, Application: Variation to combine two (2) lots into one (1); reduce lot area from 40,000 square feet to 12,500 square feet; reduce lot width from 150 feet to 100 feet; reduce front yard setback from 30 feet to 14 feet for existing single family residence and one (1) detached accessory structure; to reduce right side yard setback from 10 feet to 3 feet and reduce rear yard setback from 5 feet to 3 feet in the R-5 Single Family Residence District. The subject property consists of approximately 0.29 of an acre, located on the west side of Gladstone Lane, approximately 150 feet north of Bismark Street in Riverside Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

Cook County Department of Public Health Approval #16452

- 273053     DOCKET #7925 - R. RABBERS, Owner, Application: Variation to reduce lot width from 150 feet to 99 feet (existing); reduce lot area from 40,000 square feet to 12,771 square feet (existing); and reduce rear yard setback from 50 feet to 44 feet (existing); and reduce right interior side yard setback from 15 feet to 10 feet (existing) for an attached gazebo in the R-4 Single Family Residence District. The subject property consists of approximately 0.29 of an acre, located on the northwest corner of 156th Street and 117th Court in Orland Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 273054     DOCKET #7930 - B. KOLB, JR., Owner, Application: Variation to reduce lot area from 40,000 square feet to 12,771 square feet (existing); reduce lot width from 150 feet to 100 feet (existing); reduce front yard setback from 40 feet to 15 feet; reduce both interior side yard setbacks from 15 feet to 14 feet; and increase the floor area ratio from .25 to .28 for a new single family residence in the R-4 Single Family Residence District. The subject property consists of approximately 0.29 of an acre, located on the east side of 117th Street, approximately 200 feet north of 157th Street in Orland Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

Cook County Department of Public Health Approval #16449

- 273055     DOCKET #7931 - M. NERI, Owner, Application: Variation to reduce rear yard setback from 40 feet to 25 feet and reduce left side yard setback from 10 feet to 8 feet for two (2) proposed additions in the R-5 Single Family Residence District. The subject property consists of approximately 0.20 of an acre, located on the west side of Crescent Avenue, approximately 243 feet north of Bryn Mawr Avenue in Norwood Park Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

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- 273056 DOCKET #7932 - V. THARIAN, Owner, Application: Variation to reduce the number of parking spaces from 19 to 17; reduce front yard setback from 30 feet to 16 feet; and reduce corner side yard setback from 30 feet to 13 feet for a proposed car wash, gas station, and convenience store in the C-4 General Commercial District. The subject property consists of approximately 0.49 of an acre, located on the northeast corner of Dickens Avenue and Mannheim Road in Leyden Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 273057 DOCKET #7933 - L. WIECH, Owner, Application: Variation to reduce rear yard setback from 40 feet to 32 feet (existing principal); reduce left interior side yard setback from 10 feet to 2 feet (existing detached garage); and reduce rear yard setback from 5 feet to 1 foot (existing detached garage) for a 2nd story addition in the R-5 Single Family Residence District. The subject property consists of approximately 0.20 of an acre, located on the north side of Bryn Mawr Avenue, approximately 625 feet west of Canfield Road in Norwood Park Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 273058 DOCKET #7934 - M. & S. PORTO, Owners, Application: Variation to reduce lot area from 40,000 square feet to 20,260 square feet (existing); and reduce lot width from 150 feet to 101 feet (existing) for a new single family residence in the R-4 Single Family Residence District. The subject property consists of approximately 0.47 of an acre, located on the northwest corner of West 143rd Street and Major Avenue in Bremen Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

Cook County Department of Public Health Approval #16430

- 273059 DOCKET #7937 - J. & T. ALEXANDER, Owners, Application: Variation to divide one (1) lot into two (2); on North Lot reduce rear yard setback from 40 feet to 3.8 feet for an existing deck; on South Lot reduce lot area from 10,000 square feet to 9,852 square feet; and reduce rear yard setback from 40 feet to 15 feet for a proposed new single family residence in the R-5 Single Family Residence District. The subject property consists of approximately 0.50 of an acre, located on the southeast corner of Elm Drive and Western Avenue in Maine Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

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- 273060 DOCKET #7938 - C. BUCARO, Owner, Application: Variation to reduce left interior side yard setback from 15 feet to 3 feet (existing) for a detached shed in the R-4 Single Family Residence District. The subject property consists of approximately 0.29 of an acre, located on the east side of Myrtle Park, approximately 200 feet north of Morse Avenue in Schaumburg Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 273061 DOCKET #7940 - G. GUZMAN, Owner, Application: Variation to reduce right interior side yard setback from 10 feet to 2 feet; and reduce rear yard setback from 5 feet to 3 feet for a detached garage in the R-5 Single Family Residence District. The subject property consists of approximately 0.07 of an acre, located on the east side of Luna Avenue, approximately 250 feet north of 48th Street in Stickney Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 273062 DOCKET #7941 - J. PLATH, Owner, Application: Variation to reduce lot area from 40,000 square feet to 28,300 square feet (existing); and reduce lot width from 150 feet to 100 feet (existing) for a new single family residence in the R-4 Single Family Residence District. The subject property consists of approximately 0.65 of an acre, located on the south side of Polk Avenue, approximately 785 feet north of Governor's Highway in Rich Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

Cook County Department of Public Health Approval #16444

- 273063 DOCKET #7942 - V. TIMOTIJEVIC, Owner, Application: Variation to reduce lot area from 20,000 square feet to 15,432 square feet (existing) for a new single family residence in the R-4 Single Family Residence District. The subject property consists of approximately 0.35 of an acre, located on the south side of 58th Street, approximately 103 feet east of Sunset Avenue in Stickney Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

- 273064 DOCKET #7943 - S. & J. OSIKA, Owners, Application: Variation to reduce rear yard setback from 40 feet to 28 feet for a sunroom addition in the R-5 Single Family Residence District. The subject property consists of approximately 0.23 of an acre, located on the east side of Cheshire Drive, approximately 217 feet north of Morningview Drive in Hanover Township. Recommendation: That the application be granted.

Conditions: None

Objectors: None

**Commissioner Daley, seconded by Commissioner Murphy, moved the approval of Communication Nos. 273052, 273053, 273054, 273055, 273056, 273057, 273058, 273059, 273060, 273061, 273062, 273063 and 273064. The motion carried.**

**Vice Chairman Steele moved to adjourn. Seconded by Commissioner Moreno, the motion carried and the meeting was adjourned.**

Respectfully submitted,

COMMITTEE ON ZONING AND BUILDING

PETER N. SILVESTRI, Chairman

ATTEST: MICHELLE HARRIS, Secretary

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Commissioner Silvestri, seconded by Commissioner Sims, moved that the Report of the Committee on Zoning and Building be approved and adopted. **The motion carried unanimously.**

#### **REPORT OF THE COMMITTEE ON FINANCE**

September 20, 2005

The Honorable,  
The Board of Commissioners of Cook County

#### **ATTENDANCE**

Present: Chairman Daley, Vice Chairman Steele, Commissioners Butler, Claypool, Collins, Gorman, Goslin, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Silvestri, Sims, Suffredin and President Stroger (17)

Absent: None (0)

Ladies and Gentlemen:

#### **SECTION 1**

Your Committee has considered the following court orders submitted by attorneys for payment of fees earned by said attorneys for defending indigent defendants.

Your Committee, therefore, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to said attorneys in the amounts recommended.

#### **APPELLATE CASE**



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273007 STEPHEN JAFFE, Attorney, presented by the Clerk of the Appellate Court, Steven M. Ravid, submitting an Order of Court to pay the sum of \$2,290.00 attorney fees regarding People of the State of Illinois v. Alfred J. Trial Court No. 00-JA-2077. Appellate Court No. 1-04-1588.

APPELLATE CASES APPROVED FISCAL YEAR 2005 TO PRESENT:	\$149,907.75
APPELLATE CASE TO BE APPROVED:	\$2,290.00

**NON-CAPITAL CASES**

272890 BONITA COLEMAN, submitting an Order of Court for payment of \$4,150.00 attorney fees for the defense of an indigent defendant, Angel Thomas. Indictment No. 03-MC6-15389 (Non-Capital Case).

273004 EDWIN H. KORB, Attorney, submitting an Order of Court for payment of \$445.00 attorney fees for the defense of an indigent defendant, Leona Jones. Indictment No. 04-MC-200759101 (Non-Capital Case).

NON-CAPITAL CASES APPROVED FISCAL YEAR 2005 TO PRESENT:	\$731,998.86
NON-CAPITAL CASES TO BE APPROVED:	\$4,595.00

**JUVENILE CASES**

272885 RICHARD S. GUTOFF, Attorney, submitting an Order of Court for payment of \$146.00 attorney fees for the defense of indigent defendants, E. Morris and M. Pope, minors. Indictment Nos. 02-JA-0841 and 02-JA-0842 (Juvenile Cases).

272886 LAWRENCE H. NECHELES, Attorney, submitting an Order of Court for payment of \$857.50 attorney fees for the defense of an indigent defendant, Sherman Brown, Father, re: S. Brown, a minor. Indictment No. 03-JA-01333 (Juvenile Case).

272887 JUDITH HANNAH, Attorney, submitting an Order of Court for payment of \$7,290.27 attorney fees for the defense of an indigent defendant, Sonya Wheeler, Mother, re: the Wheeler children, minors. Indictment Nos. 00-JA-2044, 00-JA-2045, 00-JA-2046, 00-JA-2047, 00-JA-2048, 00-JA-2049, 00-JA-2050, 00-JA-2051, 00-JA-2052 and 00-JA-2053 (Juvenile Cases).

272888 RAYMOND A. MORRISSEY, Attorney, submitting an Order of Court for payment of \$820.00 attorney fees for the defense of an indigent defendant, Hector Rivera, Father, re: the Rivera children, minors. Indictment Nos. 94-JA-1680, 94-JA-1681, 94-JA-1682 and 94-JA-1683 (Juvenile Cases).

272889 RICHARD S. GUTOFF, Attorney, submitting an Order of Court for payment of \$906.00 attorney fees for the defense of an indigent defendant, Lisa Smith, Mother, re: D. Smith, a minor. Indictment No. 00-JA-01123 (Juvenile Case).

272891 PAUL S. KAYMAN, Attorney, submitting an Order of Court for payment of \$2,780.00 attorney fees for the defense of an indigent defendant, Diana Benavides, Mother, re: the Benavides, Harris and Jones children, minors. Indictment Nos. 02-JA-01431, 02-JA-01432, 02-JA-01433 and 02-JA-01434 (Juvenile Cases).

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- 272892 PAUL S. KAYMAN, Attorney, submitting an Order of Court for payment of \$3,550.00 attorney fees for the defense of an indigent defendant, Renault Shinnall, Father, re: L. Shinnall, a minor. Indictment No. 99-JA-00144 (Juvenile Case).
- 272893 JOHN J. DUDA, Attorney, submitting an Order of Court for payment of \$1,595.00 attorney fees for the defense of an indigent defendant, Yvette Turnispeed, Mother, re: the Breckenridge children, minors. Indictment Nos. 99-JA-2152, 99-JA-2155 and 99-JA-2159 (Juvenile Cases).
- 272894 JAMES R. STOPKA, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$2,449.50 attorney fees for the defense of indigent defendants, P. Furlow, T. Holden and S. Watson, minors. Indictment Nos. 94-JA-1689, 94-JA-1690 and 95-JA-7150 (Juvenile Cases).
- 272895 BRUCE H. BORNSTEIN, Attorney, submitting an Order of Court for payment of \$3,180.00 attorney fees for the defense of indigent defendants, Jamie Davis, Lavar Goodwin and Vincent Nelson, Fathers, re: the Goodwin, Nelson and Thompson children, minors. Indictment Nos. 00-JA-1726, 00-JA-1729, 00-JA-1730, 00-JA-1731 and 00-JA-2264 (Juvenile Cases).
- 272896 THOMAS J. ESLER, Attorney, submitting an Order of Court for payment of \$868.00 attorney fees for the defense of an indigent defendant, Tomi Rainge, Mother, re: D. Johnson, a minor. Indictment No. 05-JA-00182 (Juvenile Case).
- 272897 THOMAS J. ESLER, Attorney, submitting an Order of Court for payment of \$964.00 attorney fees for the defense of an indigent defendant, Julie Hawkins, Mother, re: the Hawes children, minors. Indictment Nos. 04-JA-00532, 04-JA-1439, 04-JA-1440 and 04-JA-1441 (Juvenile Cases).
- 272898 THOMAS J. ESLER, Attorney, submitting an Order of Court for payment of \$1,685.00 attorney fees for the defense of an indigent defendant, Shenan Thompson, Father, re: S. Bolling and B. Thompson, minors. Indictment Nos. 00-JA-2004 and 00-JA-2005 (Juvenile Cases).
- 272899 RAYMOND A. MORRISSEY, Attorney, submitting an Order of Court for payment of \$470.00 attorney fees for the defense of an indigent defendant, Raymond Myles, Father, re: R. Myles, a minor. Indictment No. 04-JA-145 (Juvenile Case).
- 272928 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$752.50 attorney fees for the defense of an indigent defendant, Sean Covington, Father, re: the Covington children, minors. Indictment Nos. 00-JA-01073 and 03-JA-01368 (Juvenile Cases).
- 272994 RICHARD S. GUTOFF, Attorney, submitting an Order of Court for payment of \$2,080.00 attorney fees for the defense of an indigent defendant, Ossie Hubbard, Father, re: S. Hamp, a minor. Indictment No. 02-JA-00096 (Juvenile Case).
- 272995 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$1,008.34 attorney fees for the defense of an indigent defendant, Tina Radakovich, Mother, re: R. Henderson, a minor. Indictment No. 03-JA-00460 (Juvenile Case).

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- 272996 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$927.50 attorney fees for the defense of an indigent defendant, Aneta Boron, Mother, re: R. Boron, a minor. Indictment No. 04-JA-1350 (Juvenile Case).
- 272997 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$1,375.00 attorney fees for the defense of an indigent defendant, Johnny Conley, Father, re: the Conley child, a minor. Indictment No. 04-JA-00496 (Juvenile Case).
- 272998 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$882.50 attorney fees for the defense of an indigent defendant, D'Neya Strickland, Mother, re: D. Mace, a minor. Indictment No. 03-JA-00957 (Juvenile Case).
- 272999 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$475.00 attorney fees for the defense of an indigent defendant, Ronnell Jones, Sr., Father, re: the Jones children, minors. Indictment Nos. 00-JA-1686 and 01-JA-1636 (Juvenile Cases).
- 273000 DONNA JEAN RAMEY, Attorney, submitting an Order of Court for payment of \$1,582.50 attorney fees for the defense of an indigent defendant, Jamar Willis, Father, re: D. Willis, a minor. Indictment No. 02-JA-1607 (Juvenile Case).
- 273001 ZENON FOROWYCZ, Attorney, submitting an Order of Court for payment of \$902.50 attorney fees for the defense of an indigent defendant, Dewanda Johnson, Mother, re: the Johnson children, minors. Indictment Nos. 94-JA-02029, 94-JA-02030, 94-JA-02031 and 94-JA-02032 (Juvenile Cases).
- 273002 ELLEN SIDNEY WEISZ, Attorney, submitting an Order of Court for payment of \$1,047.29 attorney fees for the defense of an indigent defendant, Derrick Montgomery, Father, re: D. Montgomery, a minor. Indictment No. 94-JA-1399 (Juvenile Case).
- 273003 ELLEN SIDNEY WEISZ, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$2,235.00 attorney fees for the defense of an indigent defendant, J. Tally, a minor. Indictment No. 99-JA-01251 (Juvenile Case).
- 273005 SAMUEL N. WARSAWSKY, Attorney, submitting an Order of Court for payment of \$3,125.00 attorney fees for the defense of an indigent defendant, Melissa Campbell, Mother, re: the Campbell, Holt and Razor children, minors. Indictment Nos. 02-JA-387, 02-JA-388, 02-JA-389, 02-JA-390, 02-JA-391, 02-JA-392, 02-JA-393, 02-JA-394 and 02-JA-395 (Juvenile Cases).
- 273008 ILDIKO J. BODONI, Attorney, submitting an Order of Court for payment of \$2,094.40 attorney fees for the defense of an indigent defendant, Donny Otis, Sr., Father, re: the Otis children, minors. Indictment Nos. 04-JA-0309 and 05-JA-0327 (Juvenile Cases).
- 273009 STEVEN O. ROSS, Attorney, submitting an Order of Court for payment of \$412.02 attorney fees for the defense of an indigent defendant, Eddie Payton, Father, re: R. Payton, a minor. Indictment No. 04-JA-1442 (Juvenile Case).
- 273010 CRYSTAL B. ASHLEY, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,735.00 attorney fees for the defense of an indigent defendant, J. Thomas, a minor. Indictment No. 03-JA-1414 (Juvenile Case).

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- 273011 ILDIKO J. BODONI, Attorney, submitting an Order of Court for payment of \$1,609.00 attorney fees for the defense of an indigent defendant, K. Harris, a minor. Indictment No. 04-JA-1264 (Juvenile Case).
- 273012 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$372.50 attorney fees for the defense of an indigent defendant, Alex Mosley, Father, re: M. Tucker, a minor. Indictment No. 05-JA-00015 (Juvenile Case).
- 273013 GREGORY M. BALDWIN, Attorney, submitting an Order of Court for payment of \$2,385.00 attorney fees for the defense of an indigent defendant, Tabitha White, Mother, re: the Fullard and White children, minors. Indictment Nos. 94-JA-5933, 94-JA-5934, 94-JA-5935, 99-JA-2427, 99-JA-2428 and 01-JA-1702 (Juvenile Cases).
- 273014 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$522.50 attorney fees for the defense of an indigent defendant, Issac Dickey, Sr., Father, re: I. Dickey, a minor. Indictment No. 99-JA-00777 (Juvenile Case).
- 273015 GREGORY M. BALDWIN, Attorney, submitting an Order of Court for payment of \$1,805.00 attorney fees for the defense of an indigent defendant, Johnnie Williams, Father, re: L. Williams, a minor. Indictment No. 02-JA-1328 (Juvenile Case).
- 273016 ANDREA M. TIRVA, Attorney, submitting an Order of Court for payment of \$1,656.07 attorney fees for the defense of an indigent defendant, Lawrence Ellison, Father, re: D. Pinkston, a minor. Indictment No. 93-JA-4693 (Juvenile Case).
- 273017 ANDREA M. TIRVA, Attorney, submitting an Order of Court for payment of \$460.74 attorney fees for the defense of an indigent defendant, Reginald Bradley, Sr., Father, re: R. Bradley, a minor. Indictment No. 93-JA-3725 (Juvenile Case).
- 273018 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$467.50 attorney fees for the defense of an indigent defendant, Albert Collins, Father, re: J. Collins, a minor. Indictment No. 94-JA-02500 (Juvenile Case).
- 273019 ANDREA M. TIRVA, Attorney and Guardian ad Litem, submitting an Order of Court for payment of \$1,959.00 attorney fees for the defense of indigent defendants, the Bishop and Parker children, minors. Indictment Nos. 97-JA-1707, 97-JA-1708 and 97-JA-1709 (Juvenile Cases).
- 273020 ANDREA M. TIRVA, Attorney, submitting an Order of Court for payment of \$1,432.74 attorney fees for the defense of an indigent defendant, Latrice Johnson, Mother, re: F. Lopez, a minor. Indictment No. 01-JA-1444 (Juvenile Case).
- 273021 ROBERT L. FRIEDMAN, Attorney, submitting an Order of Court for payment of \$1,397.50 attorney fees for the defense of an indigent defendant, Frank Staley, Father, re: the Staley children, minors. Indictment Nos. 03-JA-279 and 03-JA-1380 (Juvenile Cases).
- 273022 CRAIG C. CUNNINGHAM, Attorney, submitting an Order of Court for payment of \$2,257.50 attorney fees for the defense of an indigent defendant, Carla Dixon, Mother, re: K. Dixon, a minor. Indictment No. 01-JA-02463 (Juvenile Case).

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- 273023 CRAIG C. CUNNINGHAM, Attorney, submitting an Order of Court for payment of \$1,585.00 attorney fees for the defense of indigent defendants, Andre and Angela Whitt, Private Guardians, re: A. Whitt, a minor. Indictment No. 01-JA-00031 (Juvenile Case).
- 273024 DEAN N. BASTOUNES, Attorney, submitting an Order of Court for payment of \$285.00 attorney fees for the defense of an indigent defendant, Kermit Wellington, Father, re: K. Wellington, a minor. Indictment No. 98-JA-01651 (Juvenile Case).
- 273025 KAAREN M. PLANT, Attorney, submitting an Order of Court for payment of \$1,668.40 attorney fees for the defense of an indigent defendant, Andres Fernandez, Father, re: U. Fernandez, a minor. Indictment No. 03-JA-0033 (Juvenile Case).
- 273026 DONNA L. RYDER, Attorney, submitting an Order of Court for payment of \$1,834.80 attorney fees for the defense of an indigent defendant, Cherise Davis, Mother, re: the Armwood, Davis and Jones children, minors. Indictment Nos. 02-JA-1157, 02-JA-1158, 02-JA-1159 and 00-JA-1160 (Juvenile Cases).
- 273027 MELINDA MACGREGOR, Attorney, submitting an Order of Court for payment of \$587.15 attorney fees for the defense of an indigent defendant, William Ware, Father, re: the Gilmore children, minors. Indictment Nos. 04-JA-741 and 04-JA-742 (Juvenile Cases).
- 273028 PETER J. WOODS, Attorney, submitting an Order of Court for payment of \$1,040.00 attorney fees for the defense of an indigent defendant, Walter Jennings, Father, re: the Jennings children, minors. Indictment Nos. 99-JA-97 and 99-JA-98 (Juvenile Cases).
- 273029 ANDREA M. TIRVA, Attorney, submitting an Order of Court for payment of \$779.85 attorney fees for the defense of an indigent defendant, Antonio Rodriguez, Father, re: J. Maldonado, a minor. Indictment No. 04-JA-385 (Juvenile Case).
- 273030 KAAREN M. PLANT, Attorney, submitting an Order of Court for payment of \$1,971.20 attorney fees for the defense of an indigent defendant, David Thompson, Father, re: D. Thompson, a minor. Indictment No. 04-JA-00019 (Juvenile Case).

JUVENILE CASES APPROVED FISCAL YEAR 2005 TO PRESENT:	\$2,097,932.00
JUVENILE CASES TO BE APPROVED:	\$74,272.27

**SPECIAL COURT CASES**

- 272925 ALASTAR S. MCGRATH, P.C., Special State's Attorney, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$17,594.62 attorney fees and expenses regarding Fairley v. Andrews, et al., Case No. 03-CH-13088 (USDC No. 03-C-5207), for the period of March 1 through June 26, 2005. Please forward the check to Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief, Civil Actions Bureau, for transmittal.

**COMMISSIONER PERAICA VOTED PRESENT ON THE ABOVE ITEM.**

- 272926 DUFFY & MUNDO, P.C., Daniel P. Duffy, Special Assistant State's Attorney, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$18,999.50 attorney fees and expenses regarding Fairley v. Andrews, et al., USDC No. 03-C-5207, for the period of April 1 through June 15, 2005. Please forward the check to Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief, Civil Actions Bureau, for transmittal.



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- 272927 HINSHAW & CULBERTSON, LLP, Robert T. Shannon, Special State's Attorney, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$27,762.58 attorney fees and expenses regarding William R. Chambers, Independent Executor of the Estate of Michael P. Chambers, Deceased v. Michael F. Sheahan, et al., Case No. 00-L-000527, for the period of November 3, 2004 through February 28, 2005. Please forward the check to Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief, Civil Actions Bureau, for transmittal.

**COMMISSIONER HANSEN VOTED PRESENT ON THE ABOVE ITEM.**

- 273006 MICHAEL MAHONEY, Chicago, Illinois, presented by the Office of the State's Attorney, submitting an Order of Court for payment of \$10,062.50 for expenses incurred for the months of December 2003 through November 2004 regarding court monitoring of Doe v. Cook County, et al., USDC No. 99-C-3945. Please forward the check to Michael D. Jacobs, Assistant State's Attorney, for transmittal.

SPECIAL COURT CASES APPROVED FISCAL YEAR 2005 TO PRESENT:	\$3,065,713.04
SPECIAL COURT CASES TO BE APPROVED:	\$74,419.20

**COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER PERAICA, MOVED APPROVAL OF THE COURT ORDERS. THE MOTION CARRIED.**

**SECTION 2**

Your Committee has considered the following numbered and described bills and recommends that they be, and upon the adoption of this report, approved and that the County Comptroller and County Treasurer are authorized and directed to issue checks to said claimants in the amounts recommended.

- 273031 KONICA MINOLTA BUSINESS SOLUTIONS U.S.A., INC., Philadelphia, Pennsylvania, submitting invoice totaling \$71,990.25, part payment for Contract No. 03-84-827, for leasing of Konica Minolta digital photocopiers on a cost per copy basis for the Bureau of Administration, for the month of July 2005 (490-440 Account). (See Comm. No. 272517). Purchase Order No. 142642, approved by County Board October 24, 2003.
- 273032 MY SISTER'S KEEPER PROGRAM, Chicago, Illinois, submitting invoice totaling \$75,000.00, 2nd and final payment for Contract No. 99-41-690, to provide females convicted of criminal offenses with specialized programs to reduce recidivism and improve public safety for the Judicial Advisory Council, for the period of December 1, 2004 through June 29, 2005 (499-298 Account). (See Comm. No. 272423). Purchase Order No. 146411, approved by County Board March 4, 1999, December 18, 2001, February 4, 2003, June 3, 2004 and June 7, 2005.
- 273033 METROPOLITAN FAMILY SERVICES/PROJECT EMPOWER, Chicago, Illinois, submitting invoice totaling \$33,750.00, 2nd and final payment for Contract No. 99-41-684, for a community based program designed to reduce recidivism and improve public safety for the Judicial Advisory Council (499-298 Account). (See Comm. No. 272481). Purchase Order No. 146467, approved by County Board March 4, 1999, December 18, 2001, February 4, 2003, June 3, 2004 and June 7, 2005.

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- 273034 B.U.I.L.D., INC. (Broader Urban Involvement and Leadership Development), Chicago, Illinois, submitting invoice totaling \$48,768.50, 2nd and final payment for Contract No. 99-41-689, for B.U.I.L.D.'s Juvenile Gang Crime Prevention Program for the Judicial Advisory Council (499-298 Account). (See Comm. No. 272484). Purchase Order No. 146464, approved by County Board March 4, 1999, December 18, 2001, February 4, 2003, June 3, 2004 and June 7, 2005.
- 273037 MCDERMOTT CENTER, Chicago, Illinois, submitting invoice totaling \$49,092.80, part payment for Contract No. 04-45-263, for substance abuse treatment programs (MOM's Program) for pregnant and parenting detainees for the Sheriff's Department of Women's Justice Services, for the month of July 2005 (212-298 Account). (See Comm. No. 272304). Purchase Order No. 142444, approved by County Board September 21, 2004.
- 273038 HEARTLAND HUMAN CARE SERVICES, INC., Chicago, Illinois, submitting invoice totaling \$144,893.38, part payment for Contract No. 05-41-280, for short term housing and living assistance for minors charged with delinquency petitions in juvenile court for the Juvenile Probation Department, Circuit Court of Cook County, for the month of July 2005 (326-249 Account). (See Comm. No. 272490). Purchase Order No. 145298, approved by County Board November 3, 2004.
- 273039 NEC SOLUTIONS (AMERICA), INC., Chicago, Illinois, submitting invoice totaling \$66,572.08, part payment for Contract No. 05-42-305, for maintenance of computer equipment for the Criminal Apprehension and Booking System (CABS) unit for the Sheriff's Police Department, for the month of August 2005 (231-440 Account). (See Comm. No. 272487). Purchase Order No. 145524, approved by County Board January 20, 2005.
- 273040 OFFICE OF THE COUNTY ASSESSOR, submitting invoice totaling \$155,000.00, part payment for postage for meter 6023 for the Assessor's Office (040-225 Account). Check to be made payable to the U.S. Postmaster.
- 273041 OFFICE OF THE COUNTY ASSESSOR, submitting invoice totaling \$87,500.00, part payment for postage for meter account #35831809 for the Assessor's Office (040-225 Account). Check to be made payable to the U.S. Postmaster.
- 273042 INTERNATIONAL BUSINESS MACHINES CORPORATION (IBM), Pittsburgh, Pennsylvania, submitting invoice totaling \$307,250.00, part payment for Contract No. 05-41-139 (B), for maintenance of mainframe hardware, software and other related services for the Department for Management of Information Systems, for the month of October 2005 (714/012-579 Account). (See Comm. No. 272774). Purchase Order No. 142893, approved by County Board November 16, 2004.
- 273043 U.S. EQUITIES DEVELOPMENT, LLC, Chicago, Illinois, submitting invoice totaling \$377,427.00, 2nd part payment for Contract No. 05-41-567, for master planning services (basic) at the Stroger Hospital of Cook County Campus for the Office of Capital Planning and Policy, for the month of April 2005. Bond Issue (28000 Account). (See Comm. No. 272500). Purchase Order No. 146644, approved by County Board February 15, 2005.

**COMMISSIONERS GORMAN, PERAICA AND QUIGLEY VOTED NO ON THE ABOVE ITEM.**



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- 273044 ENVIRONMENTAL SYSTEMS DESIGN, INC., Chicago, Illinois, submitting invoice totaling \$46,240.00, 25th part payment for Contract No. 00-41-1107, for architectural/engineering services (additional) for the County Building infrastructure upgrade for the Office of Capital Planning and Policy, for the period of April 30 through May 27, 2005. Bond Issue (7000 Account). (See Comm. No. 263275). Purchase Order No. 107845, approved by County Board April 5, 2000.

**COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.**

- 273045 F.H.P. TECTONICS CORPORATION, Chicago, Illinois, submitting invoice totaling \$442,589.50, 2nd part payment for Contract No. 04-53-717, for the Countywide Americans with Disabilities Act (ADA) Compliance Project, Phase II, for the Office of Capital Planning and Policy, for the period of June 1 through July 31, 2005. Bond Issue (20000 Account). (See Comm. No. 271967). Purchase Order No. 141186, approved by County Board September 8, 2004.
- 273046 BROADWAY CONSTRUCTION SERVICES, INC., Chicago, Illinois, submitting invoice totaling \$85,050.00, 3rd part payment for Contract No. 05-53-337 Rebid, for the Water Supply System Upgrade Project, meter vault upgrade for Oak Forest Hospital of Cook County for the Office of Capital Planning and Policy, for the month of August 2005. Bond Issue (33000 Account). (See Comm. No. 272801). Purchase Order No. 146207, approved by County Board June 7, 2005.
- 273048 ARAMARK CORRECTIONAL SERVICES, INC., Atlanta, Georgia, submitting three (3) invoices totaling \$516,635.19, part payment for Contract No. 04-54-618 Rebid/Revised, for food service for the Department of Corrections, for the period of July 28 through August 17, 2005 (239-223 Account). (See Comm. No. 272553). Purchase Order No. 144216, approved by County Board November 3, 2004.
- 273049 PAPER SOLUTIONS, Cedar Rapids, Iowa, submitting invoice totaling \$128,570.65, part payment for Contract No. 04-84-828, for printing of carbonless format court sheet forms for the Clerk of the Circuit Court (335-240 Account). Purchase Order No. 142169, approved by County Board January 5, 2005.

**COMMISSIONER HANSEN, SECONDED BY COMMISSIONER PERAICA, MOVED APPROVAL OF THE BILLS AND CLAIMS. THE MOTION CARRIED.**

**SECTION 3**

Your Committee has considered the following numbered and described bills which are the obligation of the Health Facilities and recommends that they be, and upon the adoption of this report, approved, and that the County Comptroller and County Treasurer are authorized and directed to issue checks in the amounts recommended to said claimants.

- 273035 STANDARD PARKING, Chicago, Illinois, submitting invoice totaling \$120,666.93, part payment for Contract No. 04-53-660, for parking management services for Stroger Hospital of Cook County, for the month of June 2005 (897-235 Account). (See Comm. No. 272785). Purchase Order No. 144478, approved by County Board November 3, 2004.

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- 273036 ISAAC RAY CENTER, INC., Chicago, Illinois, submitting invoice totaling \$96,114.88, part payment for Contract No. 03-45-463, for psychiatrist and psychologist professional services for detainees with mental health problems for Cermak Health Services of Cook County, for the period of August 16-31, 2005 (240-272 Account). (See Comm. No. 272555). Purchase Order No. 144113, approved by County Board December 17, 2002.
- 273047 LABORATORY CORPORATION OF AMERICA, Burlington, North Carolina, submitting two (2) invoices totaling \$57,164.94, part payment for Contract No. 02-72-1271, for reference laboratory testing services at various clinics for the Ambulatory and Community Health Network of Cook County, for the months of May and June 2005 (893-278 Account). Purchase Order No. 144587, approved by County Board March 18, 2003.

**COMMISSIONER BUTLER, SECONDED BY COMMISSIONER SILVESTRI, MOVED TO SUSPEND THE RULES SO THAT THE FOLLOWING ITEM MAY BE CONSIDERED. THE MOTION CARRIED.**

- 273065 DES PLAINES OFFICE EQUIPMENT COMPANY, Elk Grove Village, Illinois, submitting six (6) invoices totaling \$102,273.34, part payment for Contract No. 05-84-272, for digital archiving of medical records for Provident Hospital of Cook County (891-246 Account). (See Comm. No. 272679). Purchase Order No. 146218, approved by County Board June 7, 2005.

**COMMISSIONER BUTLER, SECONDED BY COMMISSIONER MORENO, MOVED APPROVAL OF THE HEALTH FACILITIES' BILLS AND CLAIMS. THE MOTION CARRIED.**

**SECTION 4**

Your Committee has considered the following communications from State's Attorney, Richard A. Devine with reference to the industrial claims hereinafter mentioned.

Your Committee, therefore, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to the Industrial Commission to be paid from the Workmen's Compensation Fund.

- 272946 HIPOLITO GARCIA, in the course of his employment as an Investigator for the Public Defender's Office sustained accidental injuries on April 13, 2001. The Petitioner was involved in a motor vehicle accident, and as a result he injured his back and neck (lower back and neck strain). State's Attorney, Richard A. Devine, is submitting Industrial Commission Lump Sum Petition and Order No. 01-WC-29182 in the amount of \$500.00 and recommends its payment. (Finance Subcommittee July 11, 2005). Attorney: David H. Greenstein, Law Firm of Sheldon Hodes & Associates.

**COMMISSIONER HANSEN VOTED PRESENT ON THE ABOVE ITEM.**

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- 273051 CLAUDE KAYSEN, in the course of his employment as a Police Officer for the Sheriff's Police Department sustained accidental injuries on September 8, 2004. The Petitioner was moving cabinets in the police task force headquarters, and as a result he injured his shoulder and upper arm (rupture and retraction of the left distal bicipital tendon from the left elbow). State's Attorney, Richard A. Devine, is submitting Industrial Commission Lump Sum Petition and Order No. 04-WC-46861 in the amount of \$41,534.83 and recommends its payment. (Finance Subcommittee approved by poll August 19, 2005). Attorney: James M. Ridge, Law Firm of James M. Ridge & Associates, P.C.

**COMMISSIONER HANSEN VOTED PRESENT, AND COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.**

INDUSTRIAL COMMISSION CLAIMS APPROVED FISCAL YEAR 2005

TO PRESENT:

\$3,026,133.63

INDUSTRIAL COMMISSION CLAIMS TO BE APPROVED:

\$42,034.83

**COMMISSIONER GORMAN, SECONDED BY COMMISSIONER MURPHY, MOVED APPROVAL OF THE INDUSTRIAL COMMISSION CLAIMS. THE MOTION CARRIED.**

**SECTION 5**

Your Committee has considered the following communications from the Cook County Department of Risk Management requesting the County Board to authorize subrogation recoveries.

Your Committee, concurring in the requests of the Cook County Department of Risk Management recommends the authorization of subrogation recoveries be granted.

- 272907 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Subrogation Recovery of \$6,460.54. Claim No. 20050031, Department of Corrections.

Responsible Party: Service Cab Company (Owner), Deji Aguda (Driver), 2353 West Belmont Avenue, Chicago, Illinois 60618  
Damage to: Department of Corrections vehicle  
Our Driver: Ismail Muhammad, Unit #6931  
Date of Accident: July 1, 2005  
Location: 432 East Marquette Road, Chicago, Illinois (211-444 Account).

The Sheriff's Office requests that the recovered amount be credited to Contract No. 04-82-515.

- 272908 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Subrogation Recovery of \$1,990.00. Claim No. 20050034, Sheriff's Court Services Division.

Responsible Party: Lawrence Broder, 127 Whistler Road, Highland Park, Illinois 60035  
Damage to: Sheriff's Court Services Division vehicle  
Our Driver: Peter Poulakis, Unit #6411  
Date of Accident: July 14, 2005  
Location: Euclid Avenue near Camp Pine Forest Preserve, Northfield, Illinois (211-444 Account).

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SUBROGATION RECOVERIES APPROVED FISCAL YEAR 2005 TO PRESENT: \$104,774.58  
SUBROGATION RECOVERIES TO BE APPROVED: \$8,450.54

**COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER PERAICA, MOVED APPROVAL OF THE SUBROGATION RECOVERIES. THE MOTION CARRIED.**

**SECTION 6**

Your Committee has considered the following communications from the Cook County Department of Risk Management requesting that the County Board authorize payment of said claims.

Your Committee, concurring in the requests of the Cook County Department of Risk Management, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to claimants in the amounts recommended.

272900 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance Program Settlement Claim payment of \$8,510.73. Claim No. 97005553, Sheriff's Police Department.

Claimant: Chubb Group of Insurance Companies, Subrogee of Eugene and Leslie Jacobs, P.O. Box 42065, Phoenix, Arizona 85080-2070  
Claimant's Vehicle: 2002 Lexus RX300  
Our Driver: Myron Weres, Unit #7584  
Date of Accident: March 21, 2005  
Location: Deerfield Road near Juneberry Road, Riverwoods, Illinois

Sheriff's Police Department vehicle was traveling westbound on Deerfield Road near Juneberry Road in Riverwoods. The County driver was unable to stop, causing a 4-car chain reaction, and damage to the front, rear, and left side of Claimant's vehicle (542-846 Account). (See Comm. Nos. 272677 and 272682).

Investigated by the Martin Boyer Company. We concur and recommend payment of the above charge.

272901 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance Program Settlement Claim payment of \$3,495.24. Claim No. 97005434, Sheriff's Police Department.

Claimant: Illinois State Toll Highway Authority/Risk Management, 2700 Ogden Avenue, Downers Grove, Illinois 60515  
Claimant's Property: Light Pole, Towing Charge and Emergency Services  
Our Driver: Joseph Jankowski, Unit #1153  
Date of Accident: January 10, 2005  
Location: Northbound I-294 near Half Day Road, Deerfield, Illinois

Sheriff's Police Department vehicle was traveling northbound on I-294 in a severe snowstorm near Half Day Road in Deerfield. County driver lost control of the vehicle trying to avoid another vehicle, hit the median and struck and damaged a light pole causing a car fire (542-846 Account).

Investigated by the Martin Boyer Company. We concur and recommend payment of the above charge.

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272906 DEPARTMENT OF RISK MANAGEMENT, submitting for approval Self-Insurance Program Settlement Claim payment of \$2,500.00. Claim No. 97005706, Office of the County Clerk.

Claimant: The Nineteenth Century Club, 178 Forest Avenue, Oak Park, Illinois 60301  
Claimant's Property: Hardwood floor  
Date of Incident: April 5, 2005  
Location: 178 Forest Avenue, Oak Park, Illinois

Office of the County Clerk while setting up election material at Claimant's location dragged a voting machine from one end of the floor to the other causing deep scratches and damaging the wooden dance floor (542-846 Account).

Investigated by the Martin Boyer Company. We concur and recommend payment of the above charge.

SELF-INSURANCE CLAIMS APPROVED FISCAL YEAR 2005 TO PRESENT:	\$109,821.68
SELF-INSURANCE CLAIMS TO BE APPROVED:	\$14,505.97

**COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER PERAICA, MOVED APPROVAL OF THE SELF-INSURANCE PROGRAM SETTLEMENT CLAIMS. THE MOTION CARRIED.**

**SECTION 7**

Your Committee has considered the following communications from State's Attorney, Richard A. Devine.

Your Committee, concurring in the recommendations of the State's Attorney, recommends that the County Comptroller and the County Treasurer prepare checks in the amounts recommended in order that the payments may be set in accordance with the request of the State's Attorney upon proper release from the Office of the State's Attorney.

272931 STATE'S ATTORNEY, Richard A. Devine, submitting communication advising the County to accept Proposed Settlement of \$2,500.00 for the release and settlement of suit regarding Christopher Riley v. Officer Foreman, et al., Case No. 03-C-3141. This matter arises from an alleged Civil Rights violation. The matter has been settled for the sum of \$2,500.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$2,500.00, made payable to Christopher Riley. Please forward the check to Patrick Smith, Assistant State's Attorney, for transmittal.

272934 STATE'S ATTORNEY, Richard A. Devine, submitting communication advising the County to accept Proposed Settlement of \$5,000.00 for the release and settlement of suit regarding Hunt v. Lofton, et al., Case No. 05-C-0514. This matter involves alleged Civil Rights violations. The matter has been settled for the sum of \$5,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$5,000.00, made payable to Tavares Hunt and Jenner & Block, LLP, his attorneys. Please forward the check to Dominick L. Lanzito, Assistant State's Attorney, for transmittal.



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- 272936 STATE'S ATTORNEY, Richard A. Devine, submitting communication advising the County to accept Proposed Settlement of \$5,000.00 for the release and settlement of suit regarding Henrietta Wallace-Szczypinski v. County of Cook, Case No. 00-L-11749. This matter involves a wrongful death case. The matter has been settled for the sum of \$5,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$5,000.00, made payable to Henrietta Wallace-Szczypinski and Philip Nathanson, her attorney. Please forward the check to Michael D. Jacobs, Assistant State's Attorney, for transmittal.
- 272939 STATE'S ATTORNEY, Richard A. Devine, submitting communication advising the County to accept Proposed Settlement of \$10,000.00 for the release and settlement of suit regarding Rogers v. Baird, et al., Case No. 03-C-9378. This matter involves alleged Civil Rights violations. The matter has been settled for the sum of \$10,000.00, which is within the grant of authority conveyed by the Cook County Board of Commissioners to the State's Attorney's Office. State's Attorney recommends payment of \$10,000.00, made payable to Jeffrey Rogers and Winston & Strawn, LLP, his attorneys. Please forward the check to Dominick L. Lanzito, Assistant State's Attorney, for transmittal.

PROPOSED SETTLEMENTS APPROVED FISCAL YEAR 2005 TO PRESENT:	\$32,989,244.53
PROPOSED SETTLEMENTS TO BE APPROVED:	\$22,500.00

**COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER PERAICA, MOVED APPROVAL OF THE PROPOSED SETTLEMENTS. THE MOTION CARRIED.**

**SECTION 8**

Your Committee has considered the following communications from the Cook County Department of Risk Management requesting that the County Board authorize payment of said claims.

Your Committee concurring in the requests of the Cook County Department of Risk Management, recommends that the County Comptroller and County Treasurer be, and by the adoption of this report, authorized and directed to issue checks to claimants in the amounts recommended.

- 272902 MIDWEST DIAGNOSTIC PATHOLOGY, Chicago, Illinois, submitting invoice totaling \$70.00, for medical services rendered from September 17-18, 2003 to patient/arrestee, Jose Aquino. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$108.00, minus \$38.00 in unrelated charges = \$70.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272903 MIDWEST DIAGNOSTIC PATHOLOGY, Chicago, Illinois, submitting invoice totaling \$53.00, for medical services rendered from September 17-18, 2003 to patient/arrestee, Jose Aquino. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$63.00, minus \$10.00 in unrelated charges = \$53.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).



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- 272904 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$1,569.37, for medical services rendered on February 28, 2004 to patient/arrestee, Tyrese Armstrong. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$1,743.75, less discount of \$174.38 = \$1,569.37 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272905 MERCY HOSPITAL AND MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$168.15, for medical services rendered on March 3, 2004 to patient/arrestee, Francisco Balderas. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$224.20, less discount of \$56.05 = \$168.15 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**CHAIRMAN DALEY VOTED PRESENT ON THE ABOVE ITEM.**

- 272909 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$2,793.51, for medical services rendered on December 25, 2003 to patient/arrestee, Kenneth Barnes. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$3,103.90, less discount of \$310.39 = \$2,793.51 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272910 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$2,413.08, for medical services rendered on December 9, 2003 to patient/arrestee, Calvin Battle. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$2,681.20, less discount of \$268.12 = \$2,413.08 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272911 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$33,568.44, for medical services rendered from January 17-21, 2004 to patient/arrestee, Marvin Binion. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$37,298.26, less discount of \$3,729.82 = \$33,568.44 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272912 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$1,064.07, for medical services rendered on December 12, 2003 to patient/arrestee, Terrell Coleman. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$1,182.30, less discount of \$118.23 = \$1,064.07 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272913 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$245.00, for medical services rendered on January 2, 2004 to patient/arrestee, Calvin Cooper. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

- 272914 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$1,949.44, for medical services rendered on September 9, 2003 to patient/arrestee, Jermell Evans. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$2,166.05, less discount of \$216.61 = \$1,949.44 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272915 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$1,284.40, for medical services rendered on January 20, 2004 to patient/arrestee, Juan Garcia. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$1,352.00, less discount of \$67.60 = \$1,284.40 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272916 PATHOLOGY CONSULTANTS NORTH SHORE, Chicago, Illinois, submitting invoice totaling \$56.40, for medical services rendered from February 25-27, 2004 to patient/arrestee, Kimberly Golidy. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$303.00, minus \$240.00 in unrelated charges, less discount of \$6.60 = \$56.40 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

- 272917 NORTH SHORE RADIOLOGY SERVICES, Chicago, Illinois, submitting invoice totaling \$40.00, for medical services rendered from February 25-26, 2004 to patient/arrestee, Kimberly Golidy. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$74.00, minus \$34.00 in unrelated charges = \$40.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

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- 272918 RUSH NORTH SHORE MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$3,798.00, for medical services rendered from February 25-27, 2004 to patient/arrestee, Kimberly Golidy. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$8,439.38, minus \$3,645.02 in unrelated charges, less discount of \$996.36 = \$3,798.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272919 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$1,335.00, for medical services rendered from November 2-4, 2003 to patient/arrestee, Arturo Gonzalez. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272920 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$1,753.57, for medical services rendered on February 4, 2004 to patient/arrestee, Julius Haywood. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$1,948.42, less discount of \$194.85 = \$1,753.57 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272921 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$834.00, for medical services rendered on February 4, 2004 to patient/arrestee, Julius Haywood. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272922 LOYOLA UNIVERSITY MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$13,481.46, for medical services rendered from January 2-9, 2004 to patient/arrestee, Devin Johnson. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$50,717.20, minus \$34,856.66 in unrelated charges, less discount of \$2,379.08 = \$13,481.46 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272923 NORTH SHORE RADIOLOGY SERVICES, Chicago, Illinois, submitting invoice totaling \$780.00, for medical services rendered from February 6-14, 2004 to patient/arrestee, Denise Kasper. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$927.00, minus \$147.00 in unrelated charges = \$780.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

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- 272924 VAIDM EDELSTEIN, M.D., Springfield, Illinois, submitting invoice totaling \$1,095.40, for medical services rendered from February 6-20, 2004 to patient/arrestee, Denise Kasper. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$1,996.00, minus \$231.00 in unrelated charges, less discount of \$669.60 = \$1,095.40 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272929 PATHOLOGY CONSULTANTS NORTH SHORE, Chicago, Illinois, submitting invoice totaling \$511.06, for medical services rendered from February 9-19, 2004 to patient/arrestee, Denise Kasper. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$580.00, less discount of \$68.94 = \$511.06 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272930 STEVEN MEYERS, M.D., Glencoe, Illinois, submitting invoice totaling \$312.22, for medical services rendered from February 13-16, 2004 to patient/arrestee, Denise Kasper. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$528.00, less discount of \$215.78 = \$312.22 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272932 NORTH SHORE CARDIOLOGISTS, Bannockburn, Illinois, submitting invoice totaling \$184.72, for medical services rendered from February 6-11, 2004 to patient/arrestee, Denise Kasper. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$822.00, minus \$310.00 in unrelated charges, less discount of \$327.28 = \$184.72 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272933 RUSH NORTH SHORE MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$19,208.00, for medical services rendered from February 6-20, 2004 to patient/arrestee, Denise Kasper. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$37,430.78, minus \$6,454.43 in unrelated charges, less discount of \$11,768.35 = \$19,208.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272935 CENTER FOR SURGERY AND BREAST HEALTH, Bedford Park, Illinois, submitting invoice totaling \$295.18, for medical services rendered on March 3, 2004 to patient/arrestee, Prentice Lee. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$543.00, less discount of \$247.82 = \$295.18 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).



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- 272937 CENTER FOR SURGERY AND BREAST HEALTH, Bedford Park, Illinois, submitting invoice totaling \$235.44, for medical services rendered on March 4, 2004 to patient/arrestee, Prentice Lee. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$543.00, less discount of \$307.56 = \$235.44 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272938 CARDIOSPECIALISTS GROUP, LTD., Chicago, Illinois, submitting invoice totaling \$225.72, for medical services rendered on March 4, 2004 to patient/arrestee, Prentice Lee. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$350.00, less discount of \$124.28 = \$225.72 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272940 ST. JAMES HOSPITAL & HEALTH CENTERS, Chicago Heights, Illinois, submitting invoice totaling \$15,669.93, for medical services rendered from February 29 through March 4, 2004 to patient/arrestee, Prentice Lee. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$84,612.67, minus \$56,121.88 in unrelated charges, less discount of \$12,820.86 = \$15,669.93 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272941 CONSULTANTS IN PATHOLOGY, Michigan City, Indiana, submitting invoice totaling \$114.14, for medical services rendered from March 3-4, 2004 to patient/arrestee, Prentice Lee. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$157.54, less discount of \$43.40 = \$114.14 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272942 CONSULTANTS IN PATHOLOGY, Michigan City, Indiana, submitting invoice totaling \$67.93, for medical services rendered from February 29 through March 3, 2004 to patient/arrestee, Prentice Lee. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$228.22, minus \$102.88 in unrelated charges, less discount of \$57.41 = \$67.93 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272943 CONSULTANTS IN PATHOLOGY, Michigan City, Indiana, submitting invoice totaling \$49.55, for medical services rendered from March 1-4, 2004 to patient/arrestee, Prentice Lee. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$231.20, minus \$166.96 in unrelated charges, less discount of \$14.69 = \$49.55 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

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- 272944 HAMILCAR S. INTENGAN, M.D., Burr Ridge, Illinois, submitting invoice totaling \$523.53, for medical services rendered from February 2-3, 2004 to patient/arrestee, Wayne Locke. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$910.00, less discount of \$386.47 = \$523.53 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272945 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$190.00, for medical services rendered on December 26, 2003 to patient/arrestee, Ricardo Lopez. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272947 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$572.00, for medical services rendered on December 26, 2003 to patient/arrestee, Ricardo Lopez. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272948 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$3,178.00, for medical services rendered on December 26, 2003 to patient/arrestee, Ricardo Lopez. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$4,010.30, less discount of \$832.30 = \$3,178.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272949 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$15,279.25, for medical services rendered on December 26-30, 2003 to patient/arrestee, Ruben Lopez. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$16,976.95, less discount of \$1,697.70 = \$15,279.25 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272950 HASMUKH V. PATEL, M.D., Berwyn, Illinois, submitting invoice totaling \$720.00, for medical services rendered on December 26-30, 2003 to patient/arrestee, Ruben Lopez. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$900.00, less discount of \$180.00 = \$720.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).



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- 272951 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$44.00, for medical services rendered on December 29, 2003 to patient/arrestee, Ruben Lopez. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272952 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$245.00, for medical services rendered on December 26, 2003 to patient/arrestee, Ruben Lopez. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272953 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$2,130.85, for medical services rendered on March 2, 2004 to patient/arrestee, Richard Mayers. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$2,243.00, less discount of \$112.15 = \$2,130.85 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272954 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$935.87, for medical services rendered from November 5-6, 2003 to patient/arrestee, Willie McDaniel. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$1,039.86, less discount of \$103.99 = \$935.87 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272955 LOYOLA UNIVERSITY MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$5,741.20, for medical services rendered on December 15-18, 2003 to patient/arrestee, Andres Mojica. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$8,650.66, minus \$2,271.54 in unrelated charges, less discount of \$637.92 = \$5,741.20 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272956 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$211.00, for medical services rendered from December 5-6, 2003 to patient/arrestee, Jimmy Moody. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

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- 272957 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$626.00, for medical services rendered on November 30, 2003 to patient/arrestee, Jimmy Moody. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272958 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$88.00, for medical services rendered on November 30, 2003 to patient/arrestee, Jimmy Moody. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272959 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$88.00, for medical services rendered on December 5, 2003 to patient/arrestee, Jimmy Moody. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272960 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$114.00, for medical services rendered on December 4, 2003 to patient/arrestee, Jimmy Moody. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272961 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$321.00, for medical services rendered on December 1, 2003 to patient/arrestee, Jimmy Moody. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272962 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$44.00, for medical services rendered on December 1, 2003 to patient/arrestee, Jimmy Moody. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272963 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$16,374.14, for medical services rendered from November 30 through December 6, 2003 to patient/arrestee, Jimmy Moody. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$18,193.48, less discount of \$1,819.34 = \$16,374.14 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

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- 272964 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$30.00, for medical services rendered from March 2-3, 2004 to patient/arrestee, Terrance Morris. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$120.00, minus \$90.00 in unrelated charges = \$30.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272965 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$70.00, for medical services rendered from March 2-3, 2004 to patient/arrestee, Terrance Morris. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$221.00, minus \$151.00 in unrelated charges = \$70.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272966 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$100.00, for medical services rendered from March 3-4, 2004 to patient/arrestee, Terrance Morris. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$130.00, minus \$30.00 in unrelated charges = \$100.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272967 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$5,564.89, for medical services rendered from March 1-4, 2004 to patient/arrestee, Terrance Morris. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$24,917.92, minus \$18,734.71 in unrelated charges, less discount of \$618.32 = \$5,564.89 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272968 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$12,447.66, for medical services rendered from December 9-12, 2003 to patient/arrestee, Lion O'Neil. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$13,830.74, less discount of \$1,383.08 = \$12,447.66 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

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- 272969 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$11,339.45, for medical services rendered from December 15-18, 2003 to patient/arrestee, Greg Owens. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$12,599.39, less discount of \$1,259.94 = \$11,339.45 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272970 MERCY HOSPITAL AND MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$2,071.79, for medical services rendered on September 21, 2003 to patient/arrestee, Yvonne Pelter. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$5,649.76, minus \$2,887.37 in unrelated charges, less discount of \$690.60 = \$2,071.79 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**CHAIRMAN DALEY VOTED PRESENT ON THE ABOVE ITEM.**

- 272971 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$2,955.17, for medical services rendered on September 2, 2003 to patient/arrestee, Marshall Petty. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$3,283.53, less discount of \$328.36 = \$2,955.17 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272972 MIDWEST DIAGNOSTIC PATHOLOGY, Chicago, Illinois, submitting invoice totaling \$86.00, for medical services rendered on November 15, 2003 to patient/arrestee, Mario Raddi. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

- 272973 ADVOCATE ILLINOIS MASONIC MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$1,690.82, for medical services rendered on November 14, 2003 to patient/arrestee, Mario Raddi. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$7,484.63, minus \$5,069.16 in unrelated charges, less discount of \$724.65 = \$1,690.82 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).



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- 272974 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$5,936.85, for medical services rendered from March 3-5, 2004 to patient/arrestee, Richard Romo. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$6,596.49, less discount of \$659.64 = \$5,936.85 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272975 SINAI MEDICAL GROUP, Chicago, Illinois, submitting invoice totaling \$245.00, for medical services rendered on March 3, 2004 to patient/arrestee, Richard Romo. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

- 272976 CHICAGO IMAGING ASSOC., LLC, Chicago, Illinois, submitting invoice totaling \$31.50, for medical services rendered from November 16-17, 2003 to patient/arrestee, Cleveland Sanders. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$205.00, minus \$163.00 in unrelated charges, less discount of \$10.50 = \$31.50 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

- 272977 KHAJA ALIUDDIN, M.D., Chicago, Illinois, submitting invoice totaling \$353.23, for medical services rendered from January 8-10, 2004 to patient/arrestee, Cleveland Seamon. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$455.00, less discount of \$101.77 = \$353.23 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

- 272978 CHICAGO IMAGING ASSOC., LLC, Chicago, Illinois, submitting invoice totaling \$239.25, for medical services rendered on January 8, 2004 to patient/arrestee, Cleveland Seamon. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$319.00, less discount of \$79.75 = \$239.25 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

- 272979 ST. ANTHONY HOSPITAL, Chicago, Illinois, submitting invoice totaling \$684.00, for medical services rendered on March 3, 2004 to patient/arrestee, Angel Simpson. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$720.00, less discount of \$36.00 = \$684.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

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- 272980 CHICAGO IMAGING ASSOC., LLC, Chicago, Illinois, submitting invoice totaling \$24.75, for medical services rendered on March 3, 2004 to patient/arrestee, Angel Simpson. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$33.00, less discount of \$8.25 = \$24.75 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272981 NORTHWESTERN MEMORIAL BILLING, Chicago, Illinois, submitting invoice totaling \$5,277.19, for medical services rendered on January 14, 2004 to patient/arrestee, Jerome Swift. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$8,931.60, minus \$3,257.20 in unrelated charges, less discount of \$397.21 = \$5,277.19 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272982 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$3,178.00, for medical services rendered on February 16, 2004 to patient/arrestee, Carlos Verduco. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$5,719.75, less discount of \$2,541.75 = \$3,178.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272983 IMMC RADIOLOGISTS, S.C., Chicago, Illinois, submitting invoice totaling \$859.00, for medical services rendered from January 16-19, 2004 to patient/arrestee, Christopher Watts. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272984 CHICAGO TRAUMA & CRITICAL CARE, Chicago, Illinois, submitting invoice totaling \$2,154.00, for medical services rendered on January 13, 2004 to patient/arrestee, Christopher Watts. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$5,497.00, minus \$3,343.00 in unrelated charges = \$2,154.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272985 MIDWEST DIAGNOSTIC PATHOLOGY, Chicago, Illinois, submitting invoice totaling \$164.00, for medical services rendered on January 15, 2004 to patient/arrestee, Christopher Watts. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).



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- 272986 PSC PHYSICIAN'S BILLING GROUP, Chicago, Illinois, submitting invoice totaling \$13.29, for medical services rendered on January 17, 2004 to patient/arrestee, Christopher Watts. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$35.00, less discount of \$21.71 = \$13.29 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272987 MIDWEST DIAGNOSTIC PATHOLOGY, Chicago, Illinois, submitting invoice totaling \$172.51, for medical services rendered from January 17-19, 2004 to patient/arrestee, Christopher Watts. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$185.00, less discount of \$12.49 = \$172.51 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272988 MIDWEST DIAGNOSTIC PATHOLOGY, Chicago, Illinois, submitting invoice totaling \$206.73, for medical services rendered from January 15-16, 2004 to patient/arrestee, Christopher Watts. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$224.00, less discount of \$17.27 = \$206.73 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272989 MIDWEST DIAGNOSTIC PATHOLOGY, Chicago, Illinois, submitting invoice totaling \$323.88, for medical services rendered from January 16-17, 2004 to patient/arrestee, Christopher Watts. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$340.00, less discount of \$16.12 = \$323.88 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272990 MIDWEST DIAGNOSTIC PATHOLOGY, Chicago, Illinois, submitting invoice totaling \$315.28, for medical services rendered on January 16, 2004 to patient/arrestee, Christopher Watts. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$357.00, less discount of \$41.72 = \$315.28 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).
- 272991 MIDWEST DIAGNOSTIC PATHOLOGY, Chicago, Illinois, submitting invoice totaling \$330.28, for medical services rendered on January 15, 2004 to patient/arrestee, Christopher Watts. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$372.00, less discount of \$41.72 = \$330.28 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

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- 272992 MOUNT SINAI HOSPITAL MEDICAL CENTER, Chicago, Illinois, submitting invoice totaling \$3,178.00, for medical services rendered on December 11, 2003 to patient/arrestee, Kenneth Wesson. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount originally billed at \$5,698.02, less discount of \$2,520.02 = \$3,178.00 approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

- 272993 PATHOLOGY CHP SC, Indianapolis, Indiana, submitting invoice totaling \$148.50, for medical services rendered on February 29, 2004 to patient/arrestee, Albert Youkhanna. Patient was in the custody of the Cook County Department of Corrections when the services were provided. Amount approved for payment after audit by the Martin Boyer Company. Bill approved by the Department of Risk Management who recommends payment based on Cook County State's Attorney's Legal Opinion No. 1879, dated July 14, 1987 (499-274 Account).

	<u>YEAR TO DATE</u>	<u>TO BE APPROVED</u>
<b>TOTAL BILLED</b>	\$3,470,626.91	\$403,662.65
<b>UNDOCUMENTED</b>	\$0.00	\$0.00
<b>UNRELATED</b>	\$1,293,538.78	\$138,354.81
<b>DISCOUNT</b>	\$230,492.37	\$52,464.80
<b>AMOUNT PAYABLE</b>	\$1,946,595.76	\$212,843.04

**COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER PERAICA, MOVED APPROVAL OF THE PATIENT/ARRESTEE CLAIMS. THE MOTION CARRIED.**

**SECTION 9**

Your Committee has considered the following communications received from the Employees' Injury Compensation Committee requesting that the County Board authorize payment of expenses regarding claims of Cook County employees injured while in the line of duty.

Your Committee, concurring in said requests, recommends that the County Comptroller and County Treasurer be, and upon the adoption of this report, authorized and directed to issue checks in the amounts recommended to the claimants.

- 273050 THE EMPLOYEES' INJURY COMPENSATION COMMITTEE, submitting invoices totaling \$356,328.75, for payment of medical bills for Workers' Compensation cases incurred by employees injured on duty. Individual checks will be issued by the Comptroller in accordance with the attached report prepared by the Department of Risk Management, Workers' Compensation Unit. This request covers bills received and processed from September 9-20, 2005.

**COMMISSIONER SILVESTRI, SECONDED BY COMMISSIONER PERAICA, MOVED APPROVAL OF THE EMPLOYEES' INJURY COMPENSATION CLAIMS. THE MOTION CARRIED.**

**CHAIRMAN DALEY VOTED PRESENT ON THE CLAIM REGARDING THOREK HOSPITAL.**

**SECTION 10**

Your Committee has considered the highway bills submitted by the Superintendent of Highways for approval and payment.

Your Committee, after considering said bills, recommends that they be, and by the adoption of this report, approved.

**COOK COUNTY, ILLINOIS  
COMPTROLLER'S OFFICE JOURNAL  
BILLS TRANSMITTED FROM DEPARTMENT OF HIGHWAYS  
COOK COUNTY HIGHWAY DEPARTMENT – SEPTEMBER 20, 2005**

<b>VENDOR</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
<b><u>MOTOR FUEL TAX FUND NO. 600-600</u></b>		
Callaghan Paving, Inc.	Section: 90-B6538-01-RP Glenwood Lansing Road, Burnham Avenue to Indiana State Line Estimate #24 and semi-final	\$ 338,898.89
Central Blacktop Company, Inc.	Section: 04-B5222-02-RS 135th Street, 96th Avenue to Harlem Avenue Estimate #3	206,074.05
Central Blacktop Company, Inc.	Section: 04-B3919-02-RS Group 4-2004: 79th Street, German Church Road to Wolf Road Estimate #8	97,293.25
Central Blacktop Company, Inc.	Section: 92-W1918-01-RS Cook DuPage Road, 91st Street to 79th Street Estimate #22	37,911.00
FHP Tectonics Corporation	Section: 01-W3714-04-BR Group 2-2005: Ridgeland Avenue, Francisco Avenue Estimate #4	124,281.50
Greco Contractors, Inc.	Section: 04-W4310-03-RP Crawford Avenue (Pulaski Road), 159th Street to 147th Street Estimate #5	518,731.32

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VENDOR	DESCRIPTION	AMOUNT
H & H Electric Company	Section: 02-TSCMC-03-TL Traffic Signal Modernization (19 locations) Estimate #5	\$ 5,524.18
K-Five Construction Corporation	Section: 04-B7530-01-FP 123rd Street, Kedzie Avenue to Grand Trunk Western Railroad Estimate #9	327,398.40
K-Five Construction Corporation	Section: 97-B5014-01-PV 127th Street, State Street to Archer Avenue Estimate #3	98,429.00
K-Five Construction Corporation	Section: 04-B5121-02-RS 131st Street, Wolf Road to 96th Street Estimate #3	291,521.01
K-Five Construction Corporation	Section: 04-B5332-02-CH 138th Street at Halsted Street Estimate #3	91,068.25
K-Five Construction Corporation	Section: 96-W5007-04-FP Ashland Avenue, Ridge Road to 171st Street Estimate #17	118,086.47
K-Five Construction Corporation	Section: 03-B8336-03-FP Michigan City Road, 154th Street to Indiana State Line Estimate #2	38,390.50
K-Five Construction Corporation	Section: 04-W4815-01-RS Vincennes Avenue, 119th Street to 103rd Street Estimate #3	129,912.00
Plote Construction, Inc.	Section: 93-V5744-02-DR Group 4-2003: Ela Road at Salt Creek; and Ela Road at Palatine Road Estimate #20 and final	4,975.52

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<b>VENDOR</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
Plote Construction, Inc.	Section: 03-V6243-03-RP Quentin Road, Euclid Avenue to Illinois Avenue Estimate #2	\$ 145,700.20
Triggi Construction, Inc.	Section: 02-A5021-06-RP Lake-Cook Road, Waukegan Road to Winona Road Estimate #17 and final	35,364.10
Vixen Construction, Inc.	Section: 04-W5602-05-RP State Street, 26th Street to Joe Orr Road Estimate #7	21,565.50

**TOWNSHIP ROADS FUND NO. 610-610**

K-Five Construction Corporation	Section: 04-26122-90-RS Palos Township (019T122) Various locations Estimate #5 and final	403.24
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**MOTOR FUEL TAX FUND NO. 600-600**

Village of Elk Grove	Section: 01-A6817-02-CH Landmeier Road at Busse Road County's Reimbursement of Construction Engineering Costs Progressive Estimate #3 and final	3,386.69
Village of Northfield	Section: 03-W4044-05-RP Central Avenue, Willow Road to Edens Expressway West Frontage Road Estimate #3 and final	66,359.79
Patrick Engineering, Inc.	Section: 03-6HESS-08-ES Drainage Engineering Services Various locations Work Order #2, Estimate #1	3,256.33
Harry O. Hefter Associates, Inc.	Section: 03-7BLDG-05-MG District #4 Storage Building Estimate #9	16,859.26

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<b>VENDOR</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
Nakawatase, Wync and Associates, Inc.	Section: 98-W5812-03-PV Cottage Grove Avenue (Part A), Lincoln Avenue to 138th Street Estimate #16 and final	\$ 8,825.85
Christopher B. Burke Engineering, Ltd.	Section: 03-8TSDS-06-ES Electrical Engineering Design Services Various locations Work Order #2, Estimate #5	3,481.76
Collins Engineers, Inc.	Section: 05-6BIUW-04-ES Underwater and Sounding Inspections Estimate #3	6,198.83

**COMMISSIONER HANSEN, SECONDED BY COMMISSIONER GOSLIN, MOVED APPROVAL OF THE HIGHWAY BILLS. THE MOTION CARRIED.**

**COMMISSIONER PERAICA MOVED TO ADJOURN. SECONDED BY COMMISSIONER MALDONADO, THE MOTION CARRIED AND THE MEETING WAS ADJOURNED.**

Respectfully submitted,

COMMITTEE ON FINANCE

JOHN P. DALEY, Chairman

ATTEST: MICHELLE HARRIS, Secretary

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Commissioner Daley, seconded by Commissioner Silvestri, moved that the Report of the Committee on Finance be approved and adopted. **The motion carried unanimously.**

**REPORT OF THE COMMITTEE ON FINANCE (BID AWARDS)**

September 20, 2005

The Honorable,  
The Board of Commissioners of Cook County

**ATTENDANCE**

Present: Chairman Daley, Vice Chairman Steele, Commissioners Butler, Claypool, Collins, Gorman, Goslin, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Silvestri, Sims, Suffredin and President Stroger (17)

Absent: None (0)

Ladies and Gentlemen:

Your Committee on Finance, having had under consideration the matters hereinafter mentioned, respectfully reports and recommends as follows:



**SECTION 1**

Your Committee has considered the bids submitted on the items hereinafter described in accordance with the specifications on file in the Office of the County Purchasing Agent.

Communications from the County Purchasing Agent submitting recommendations on the award of contracts or quotations for said items, be and upon adoption of this Report awarded as follows.

The deposit checks are ordered returned to the unsuccessful bidders at once and to the successful bidders upon the signing of the contract or quotation.

**CONTRACT NO. 05-73-242 REBID**

Maintenance and Repair of Flexible and Rigid Fiber Optic  
Scopes for Provident Hospital of Cook County, to:

Northwestern Pharmaceutical & Supply Corporation \$74,400.00

**CONTRACT NO. 05-54-253**

Ballast Supplies for the Department of Facilities Management, to:

Evergreen Supply Company \$187,570.64

**CONTRACT NO. 05-73-312 REBID/REVISED**

Gastroenterology Consumable Supplies Compatible with Existing  
Olympus Equipment for Stroger Hospital of Cook County, to:

Northwestern Pharmaceutical & Supply Corporation \$319,550.11

**COMMISSIONERS HANSEN AND PERAICA VOTED NO, AND COMMISSIONERS MORENO  
AND SILVESTRI VOTED PRESENT ON THE ABOVE ITEM.**

**CONTRACT NO. 05-82-375 REBID**

Factory Authorized Parts and Services for Navistar International  
Trucks for the Highway Department, to:

Chicago International Trucks, LLC \$73,400.00

**COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.**

**CONTRACT NO. 05-54-394**

Ice Cream/Frozen Desserts for the Juvenile  
Temporary Detention Center, to:

McMahon Food Corporation \$54,740.00

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

**CONTRACT NO. 05-84-400 REBID**

Furnish and Install a New Cell Fill Marley Cooling Tower  
at the Fifth District Courthouse for the Department  
of Facilities Management, to:

Bullock, Logan & Associates, Inc. \$32,820.00

**COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.**

**CONTRACT NO. 05-53-402 REBID**

Countywide Telecommunication Wiring Installation  
Phase II Criminal Courts Building for the Office  
of Capital Planning and Policy, to:

Divane Brothers Electric Company of Illinois \$2,980,000.00

**CONTRACT NO. 05-73-420**

Magnetic Resonance (MR) Compatible Infusion Pump  
System and MR Infusion Administration Sets for  
Stroger Hospital of Cook County, to:

Pro-Medical Equipment and Supplies, Inc. \$67,000.00

**CONTRACT NO. 05-54-465**

Maintenance and Decontamination Services for the  
Removal of Lead Contaminated Material  
for the Sheriff's Office, to:

Enviricon 1, LLC \$67,900.00

**CONTRACT NO. 05-73-498**

Hematology Reagents (Liatest D-Dimer, etc.) and Supplies with  
Vendor Provided Coagulation Analyzers Manufactured by  
Diagnostics Stago for Stroger Hospital of Cook County, to:

Northwestern Pharmaceutical & Supply Corporation \$674,646.00

**COMMISSIONER MORENO VOTED PRESENT ON THE ABOVE ITEM.**

**CONTRACT NO. 05-72-221 REBID**

Pregnancy Test Kits for the Bureau of Health Services, to:

Progressive Industries, Inc. \$219,201.00

**COMMISSIONERS HANSEN AND PERAICA VOTED NO ON THE ABOVE ITEM.**

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**CONTRACT NO. 05-82-248 REBID**

Automotive Maintenance and Repair for  
Oak Forest Hospital of Cook County, to:

Automotive Tech Center \$85,374.60

**CONTRACT NO. 05-82-319 REBID**

Toothbrushes, Toothpaste and Razors  
for the Department of Corrections, to:

Amercare Products, Inc. \$71,135.00

**COMMISSIONERS HANSEN AND PERAICA VOTED NO ON THE ABOVE ITEM.**

**CONTRACT NO. 05-85-320**

Bars of Soap for the Department of Corrections, to:

Amercare Products, Inc. \$62,205.00

**CONTRACT NO. 05-53-509**

Ballistic Vests for the Adult Probation Department, to:

Kale Uniforms \$28,399.00

**CONTRACT NO. 05-72-518**

Automobile Maintenance and Repair - Zone Seven  
(North: South side of 135th Street; East: West side of  
Cicero Avenue; South: Cook County Border Limits; and  
West: Cook County Border Limits) for the Sheriff's Office, to:

Sutton Ford, Inc. \$579,467.05

**COMMISSIONER PERAICA VOTED NO ON THE ABOVE ITEM.**

**SECTION 2**

Your Committee has considered the following items and concurs with the recommendation to cancel and rebid the following contracts.

Contract No. 05-82-148 Rebid	Factory Authorized Parts and Service Warranty for Ford and Sterling Medium and Heavy Trucks for the Highway Department
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Contract No. 05-82-512	Automobile Maintenance and Repair - Zone One (North: Cook County Border Limits; East: West side of Wolf Road; South: North side of North Avenue; West: Cook County Border Limits for the Sheriff's Office
Contract No. 05-72-517	Automobile Maintenance and Repair - Zone Six (North: South side of 87th Street; East: Lake Michigan; South: North side of 159th Street; West: East side of Cicero Avenue for the Sheriff's Office
Contract No. 05-73-232 Rebid/Revised	Reagents and Supplies for Vendor Provided Automated Clinical Chemistry Analyzers for Therapeutic and Abusive Drug Monitoring and Endocrinology Assays for Stroger Hospital of Cook County

**COMMISSIONER HANSEN VOTED NO ON CONTRACT NOS. 05-82-512, 05-72-517 AND 05-73-232 REBID/REVISED.**

**COMMISSIONER PERAICA VOTED NO ON CONTRACT NO. 05-82-512.**

**COMMISSIONER SUFFREDIN VOTED PRESENT ON CONTRACT NO. 05-73-232 REBID/REVISED.**

**SECTION 3**

Your Committee has considered the following items and concurs with the recommendation to cancel the following contract in its entirety at the request of the Medical Examiner's Office.

Contract No. 05-73-399	Ultra Pure Water Polishing Units and Distilled Water Polishing System for the Medical Examiner's Office
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**COMMISSIONER HANSEN VOTED NO ON CONTRACT NO. 05-73-399.**

Respectfully submitted,

COMMITTEE ON FINANCE

JOHN P. DALEY, Chairman

ATTEST: MICHELLE HARRIS, Secretary

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Commissioner Daley, seconded by Commissioner Silvestri, moved that the Report of the Committee on Finance (Bid Awards) be approved and adopted. **The motion carried unanimously.**

**REPORT OF THE DEPARTMENT OF CORRECTIONS SUBCOMMITTEE**

September 12, 2005

The Honorable,  
The Board of Commissioners of Cook County

**ATTENDANCE**

Present: Chairman Steele, Vice Chairman Hansen, Commissioners Maldonado, Peraica and Suffredin (5)

Absent: None (0)

Also

Present: Commissioners Butler, Collins, Daley, Quigley and President Stroger (5); Zelda Whitler - Undersheriff of Cook County; and Jack Kelly - Chief Financial Officer, Sheriff's Office

Ladies and Gentlemen:

Your Department of Corrections Subcommittee of the Board of Commissioners of Cook County met for a public hearing pursuant to notice on Monday, September 12, 2005 at the hour of 10:00 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Chairman Steele delivered the following introduction. Recently, before Federal Judge Marovich, the County made a commitment to hold a Department of Corrections Subcommittee meeting to assess the present correctional system needs, in preparation for the 2006 budget meetings. The following agenda items will be addressed: overcrowding at the jail; staffing needs; facility needs; renovation and new construction; population data and forecasting needs; coordination of criminal justice and mental health needs; and length of jail stay.

Vice Chairman Hansen stated that Judge Marovich made an additional stipulation that the Department of Corrections Subcommittee provide a comparison between the amount of funding being requested by the Administration and the amount of funding being requested by the Sheriff's Office. (The referenced documents are on file in the Office of the Cook County Clerk.)

Chairman Steele replied that prior to the start of the meeting she received a letter from the Sheriff's Office requesting that the Administration set forth its funding proposal. Attached to this correspondence is a letter from Chief Judge Timothy Evans detailing the staffing needs of the Cook County Courts. Chairman Steele distributed stamped copies of these documents to the Commissioners.

Zelda Whitler, Undersheriff of Cook County, provided clarification of the letter which was addressed to President Stroger and dated September 2, 2005. This letter established the funding request for new positions.

Vice Chairman Hansen requested that President Stroger respond to the above-mentioned letter.

President Stroger stated that the amount of funds being requested by the Sheriff's Office for new positions will have to be adjusted in terms of the 2006 Budget. He stated that overcrowding could be reduced by allowing additional inmates out on bonds.

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Commissioner Suffredin requested that Jack Kelly, Chief Financial Officer, Sheriff's Office, provide the Commissioners with a timeline of the County's contract with S4G, the company which currently provides the 250 electronic monitoring systems. S4G, which was awarded this contract in March 2005, is currently not in compliance with the County MBE/WBE Ordinance. Commissioner Suffredin requested that this timeline address the course of communications between the Commissioners and the Sheriff's Office, as well as when the contract was drafted, the deadlines contained in the contract and the contract's financial status.

Chairman Steele requested that the Sheriff's Office work with the State's Attorney's Office to have this letter prepared by September 20, 2005.

Commissioner Peraica requested that Kay Schroeder, Legislative Coordinator Judicial Advisory Council, provide the Commissioners with the minutes of the Judicial Advisory Council meetings in the future.

Chairman Steele stated that before taking any action the Commissioners should wait to review the Trotter Report; the scheduled completion date is September 21, 2005.

Vice Chairman Hansen requested that the State's Attorney's Office write a letter to be placed on the Board Agenda to be referred to the Judicial Advisory Council. This letter should request that the Judicial Advisory Council deliver an analysis of the current status of the electronic and paper system of exchanging legal case information with the State's Attorney's Office. This letter should also tender a recommendation as to how to improve this system.

Chairman Steele requested that the Secretary to the Board call upon the following individuals to speak:

### **Public Speakers**

1. Charles A. Fasano - Director, Prisons and Jails Program, John Howard Association
2. Zelda Whitler - Undersheriff of Cook County
3. Daniel F. Gallagher - Attorney at Law, Law Firm of Querrey & Harrow
4. Terrie L. McDermott - Executive Director, Sheriff's Department of Women's Justice Services
5. Kay Schroeder - Legislative Coordinator, Judicial Advisory Council
6. Michael E. LaMont - Director, Office of Capital Planning and Policy
7. John T. Joiner - Director, Department of Facilities Management
8. Peter Coolsen, MSW - Court Administrator, Criminal Division, Circuit Court of Cook County
9. Michael Bacula - Executive Assistant, Adult Probation Department
10. Paul D. Fields - Director, Policy Affairs, Public Defender's Office
11. Deborah White - Chief, Felony Trial Division, Public Defender's Office
12. Scott Kurtovich - Acting Director, Cook County Department of Corrections
13. Flora Smith - Executive Assistant, Court Operations and Administration, Clerk of the Circuit Court

**Commissioner Peraica moved to adjourn the meeting, seconded by Commissioner Suffredin. The motion carried and the meeting was adjourned.**

Respectfully submitted,

DEPARTMENT OF CORRECTIONS SUBCOMMITTEE

BOBBIE L. STEELE, Chairman

ATTEST: MICHELLE HARRIS, Secretary

The transcript for this meeting is available in the Office of the Secretary to the Board, 118 North Clark Street, Room 567, Chicago, Illinois 60602.



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Commissioner Quigley, seconded by Commissioner Peraica, moved that the Report of the Department of Corrections Subcommittee be approved and adopted. **The motion carried unanimously.**

**REPORT OF THE COMMITTEE ON ENVIRONMENTAL CONTROL**

September 14, 2005

The Honorable,  
The Board of Commissioners of Cook County

**ATTENDANCE**

Present: Chairman Quigley, Commissioners Peraica, Sims and Steele (4)

Absent: Vice Chairman Silvestri, Commissioners Gorman and Moreno (3)

Also

Present: Steve Dale - Syndicated Columnist; Judy Martinez - Director of Intergovernmental and Community Affairs, Chicago Park District; Daniel G. Parmer, D.M.V. - Administrator, Cook County Department of Animal and Rabies Control; and Dr. Sheldon Rubin - Chicago Veterinarians' Association

Ladies and Gentlemen:

Your Committee on Environmental Control of the Board of Commissioners of Cook County met pursuant to notice on Wednesday, September 14, 2005 at the hour of 10:00 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following items and upon adoption of this report, the recommendations are as follows:

271735 MANDATORY GARBAGE SERVICE ORDINANCE (PROPOSED ORDINANCE). Submitting a Proposed Ordinance sponsored by Gregg Goslin, County Commissioner; and Co-Sponsored by John H. Stroger, Jr., President, Forrest Claypool, Earlean Collins, John P. Daley, Elizabeth Ann Doody Gorman, Carl R. Hansen, Roberto Maldonado, Joseph Mario Moreno, Joan Patricia Murphy, Anthony J. Peraica, Mike Quigley, Peter N. Silvestri, Bobbie L. Steele and Larry Suffredin, County Commissioners.

**PROPOSED ORDINANCE**

**Mandatory Garbage Service Ordinance**

**WHEREAS**, Cook County currently has no ordinance requiring residents to have a refuse removal service; and

**WHEREAS**, municipalities throughout Cook County require their residents to use the services of a waste disposal firm licensed with their respective municipality; and

**WHEREAS**, numerous incidents have arisen in which residents of unincorporated Cook County have refused to dispose of their garbage in a safe and timely manner; and

**WHEREAS**, Cook County has had no recourse to address these situations as they arise.

**NOW, THEREFORE, BE IT ORDAINED**, that Cook County will institute the Mandatory Garbage Service Ordinance requiring all residents in unincorporated Cook County to dispose of their garbage in the following methods:

**Section 1**

- (a) **Lawful methods of disposal.** All refuse produced on the premises of any residential dwelling shall be disposed of by the person in possession of the premises by the acquisition of a refuse removal service for each such residential dwelling from a waste disposal firm with pickup and removal of such refuse by such waste disposal firm to be only from the premises on which the refuse is generated and not from any location other than the premises on which the refuse is generated. It shall be presumed that all residential dwellings in unincorporated Cook County generate refuse. The Environmental Health Service Unit of the Cook County Department of Public Health may waive the requirement of this section for a particular property only upon receipt of a written request from the owner of the premises therefore, supported by clear and convincing evidence, as determined by the Environmental Health Service Unit of the Cook County Department of Public Health, at their absolute discretion, that no refuse other than recyclable materials are and will be generated by the occupants of the premises. The decision of the Cook County Department of Public Health, Environmental Health Service Unit, to grant, or deny, such a waiver request shall be final. Refuse produced on the premises of any residential dwelling may be disposed of pursuant only to those specific additional methods of disposal expressly authorized by, and approved pursuant to this Ordinance.
- (b) **Preparation of garbage.** It shall be the duty of every person in possession of any premises to cause all garbage produced on the premises to be thoroughly drained of all surplus liquid, securely wrapped or bagged in paper or packed in a covered box or carton of such dimension as will permit its free passage into and out of the waste containers, and finally deposited after such wrapping or bagging in such a waste container as soon as practicable after the same is produced thereon. Materials of every character shall be securely wrapped or bound in such a manner as may be necessary to prevent scattering and shall be deposited in a waste container or otherwise deposited herein.

**Section 2**

- (a) **Penalties and Fines.** The Environmental Health Service Unit of the Cook County Department of Public Health shall have the authority to levy fines and issue citations to persons occupying premises that fail to comply with Cook County's Mandatory Garbage Service Ordinance. The Environmental Health Service Unit shall have the discretion of issuing a warning for a first offense, \$50 for a second offense and up to \$250 for subsequent offenses.

**\*Referred to the Committee on Environmental Control on 06/21/05.**

**Commissioner Steele, seconded by Commissioner Peraica, moved to defer Communication No. 271735. The motion carried.**

272883 RESOLUTION CALLING FOR HEARINGS ON NEW REGULATIONS FOR DOG FRIENDLY AREAS (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by Mike Quigley, County Commissioner.

PROPOSED RESOLUTION

**WHEREAS**, the Cook County Administrator for Animal Rabies Care and Control recently mandated new permit requirements for Dog Friendly Areas in Cook County; and

**WHEREAS**, the regulations are scheduled to go into effect September 15, 2005; and

**WHEREAS**, the regulations include a permitting process through the Chicago Park District; and

**WHEREAS**, the requirements to receive a permit include a veterinarian's examination within the past 30 days and in addition to the current rabies vaccination requirement, four additional vaccinations are required: distemper, Para influenza, parvovirus, and hepatitis; and

**WHEREAS**, the four additional vaccinations are not currently required by federal, state, or local laws; and

**WHEREAS**, the promulgated rules were not reviewed by the Cook County Board of Commissioners, Veterinarian Associations, or the Chicago Park District prior to being implemented; and

**WHEREAS**, the Chicago Park District needs additional time to set up a process to be in compliance with the promulgated rules.

**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Commissioners defers the new permitting requirements for Dog Friendly Areas for 60 days; and

**BE IT FURTHER RESOLVED**, that the Cook County Board of Commissioners will refer this matter to the Environmental Control Committee for a public hearing.

**\*Referred to the Committee on Environmental Control on 09/08/05.**

Chairman Quigley stated that the purpose of this meeting is for Cook County, the Chicago Park District and dog owners to discuss issues relating to existing regulations, possible new regulations and the implementation and administration of these regulations.

Dr. Sheldon Rubin, Chicago Veterinarians' Association, made the following recommendations: all groups with an interest in this issue should be brought together for discussion, including veterinarians, dog walkers and representatives from dog-friendly-area (D.F.A.) boards. More comprehensive testing should be mandated, including tests for distemper, kennel cough (bordetella), and diseases communicable to humans. In response to Commissioner Steele's concern regarding the monitoring of D.F.A's, Dr. Rubin stated that these areas are successfully self-monitored.

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Steve Dale, Syndicated Columnist, voiced the following concerns: the permit application does not specify what tests should be included; the thirty-day deadline is confusing; taken together, the costs for an exam, vaccines and City and Park District fees are prohibitive for some people; redundant fees could be streamlined; and the Chicago has no emergency contingency plan regarding pets.

Judy Martinez, Director of Intergovernmental and Community Affairs, Chicago Park District, stated that the Park District is considering reducing its fee to \$10.00. The Park District will not be able to meet its October deadline; a more tenable date would be January 5, 2006. The Park District currently does not have the infrastructure to process permits; in this regard it hopes to partner with the City Clerk's Office. She voiced concern that, with regard to permit requirements, there are disparities among the cities within Cook County. Ms. Martinez clarified that the Park District does not intend to pursue any litigation against Cook County.

Daniel G. Parmer, D.M.V., Administrator, Cook County Department of Animal and Rabies Control, stated that on May 20, 2005, the County issued regulations for all D.F.A.'s county wide. On April 25, 2005, the County approved the Park District's plan. Dr. Parmer suggested that a meeting be scheduled involving the County, the Park District, the City, community groups and either the Chicago Veterinary Medical Association or the Illinois State Veterinary Medical Association (ISVMA).

Chairman Quigley recommended that Dr. Parmer structure a series of meetings in the following way to address the drafting of regulations and forms. Initially, a relatively small working group could be formed, including the Veterinarians' Association. This working group could be technical in nature, and could address the medical and time-requirement aspects of regulations and forms. Additional meetings could be held involving a larger number of participants. These meetings could address D.F.A.'s and public awareness of enforcement, fees and any other regulations. Chairman Quigley noted that additional issues exist, for example creating a unified data base and the most effective role for the City Clerk's Office to assume.

Dr. Parmer stated that the State's Attorney's Office had just notified him that any alterations made to the Chicago Park District regulations must be made to the regulations of all other Cook County Park Districts.

Chairman Quigley asked the Secretary to the Board to call upon the registered public speakers.

**Public Speakers**

1. Alicia Obando - Dog Advisory Work Group (D.A.W.G.)
2. Beth Smith - Representative, Montrose Beach Dog Owners Group (MONDOG)
3. Tom Whalen - Concerned Citizen

**Commissioner Steele, seconded by Commissioner Peraica, moved to defer Communication No. 272883. The motion carried.**

**Commissioner Sims moved to adjourn the meeting, seconded by Commissioner Steele. The motion carried and the meeting was adjourned.**

Respectfully submitted,

COMMITTEE ON ENVIRONMENTAL CONTROL

MIKE QUIGLEY, Chairman

ATTEST: MICHELLE HARRIS, Secretary

Commissioner Quigley, seconded by Commissioner Silvestri, moved that the Report of the Committee on Environmental Control be approved and adopted.

**REPORT OF THE FAMILY COURT AND  
JUVENILE DETENTION CENTER SUBCOMMITTEE**

September 15, 2005

The Honorable,  
The Board of Commissioners of Cook County

**ATTENDANCE**

Present: Chairman Collins, Vice Chairman Gorman, Commissioners Peraica, Quigley, Silvestri, Sims and Steele (7)

Absent: None (0)

Also

Present: President Stroger, Commissioners Claypool, Daley, Goslin, Hansen, Moreno, Murphy and Suffredin (8); James L. Whigham - Chief of Staff, President's Office; Patrick T. Driscoll, Jr. - Deputy State's Attorney, Chief, Civil Actions Bureau, State's Attorney's Office; Edwin A. Burnette - Cook County Public Defender; and Mike Mahoney - Former President, John Howard Association

Court Reporter: Anthony W. Lisanti, C.S.R.

Ladies and Gentlemen:

Your Family Court and Juvenile Detention Center Subcommittee of the Board of Commissioners of Cook County met pursuant to notice for a public hearing on Thursday, September 15, 2005 at the hour of 1:30 P.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Subcommittee has considered the following items and upon adoption of this report, the recommendations are as follows:

272880 A RESOLUTION CALLING FOR AN INDEPENDENT MANAGEMENT AUDIT OF BOTH PROVIDENT HOSPITAL OF COOK COUNTY AND THE JUVENILE TEMPORARY DETENTION CENTER (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by Forrest Claypool and Larry Suffredin, Cook County Commissioners; and Co-Sponsored by Anthony J. Peraica, Peter N. Silvestri, Elizabeth Ann Doody Gorman and Gregg Goslin, County Commissioners.

**PROPOSED RESOLUTION**

**A RESOLUTION CALLING FOR AN INDEPENDENT MANAGEMENT  
AUDIT OF BOTH PROVIDENT HOSPITAL OF COOK COUNTY AND THE  
JUVENILE TEMPORARY DETENTION CENTER**

**WHEREAS**, the former CFO of Provident Hospital of Cook County has been indicted for allegedly helping a contractor steal millions through fraudulent practices; and

**WHEREAS**, an investigation by the Illinois Department of Public Health revealed significant violations including patients left unattended who died, one of which was a 2-day-old baby, a hospital employee with tuberculosis working around patients, bio-hazardous waste containers left open, and a security guard “stomping” a patient awaiting care; and

**WHEREAS**, newspaper investigations and editorials have documented the Juvenile Temporary Detention Center as a place where “children languish there like warehoused animals, while millions of dollars are wasted on do-nothing jobs filled by unqualified workers and patronage stooges”; and

**WHEREAS**, conducting a management audit of both scandal plagued agencies will begin the process of correcting problems related to poor management; and

**WHEREAS**, a management audit can identify problems related to inventory controls, and missing or inadequate internal financial controls; and

**WHEREAS**, a management audit can help determine how unqualified workers were hired, why criminal background checks on employees were not done in a timely manner, why parts of the facility are filthy, why overtime is abused, and why kids are ignored and abused at the Juvenile Temporary Detention Center; and

**WHEREAS**, a management audit can determine appropriate levels of staffing, the appropriate qualifications for managers operating the institutions, and appropriate internal safeguards and procedures necessary to operate both institutions in the most professional manner possible; and

**WHEREAS**, conducting an immediate independent management audit will be the first step in restoring professionalism, accountability, and sound fiscal management at Provident Hospital of Cook County and the Juvenile Temporary Detention Center, and the proper care for the patients and juveniles entrusted to the county’s care.

**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Commissioners calls on President John H. Stroger, Jr. to contract with independent and reputable auditing firms to begin at once the management audits of Provident Hospital of Cook County and the Juvenile Temporary Detention Center.

**\*Referred to the Family Court and Juvenile Detention Center Subcommittee on 09/08/05.**

Chairman Collins delivered the following introduction:

The purpose of this public hearing is to collect data and information regarding the validity of allegations surrounding the treatment and safety of children within the Cook County Juvenile Temporary Detention Center. A forum will be provided for persons on both sides of the Memorandum of Agreement in the *Doe v. Cook County* case. Members of the Administration and various departments have been invited to review what corrective actions the County has taken in order to adhere to that Memorandum of Agreement. The Public Defender will present a study conducted by the Juvenile Temporary Detention Center and the Public Defender’s Offices which analyzes the children’s length of stay; this study makes recommendations as to how cases can be expedited. The Public Defender’s Office and the Juvenile Temporary Detention Center will also review the status of their compliance with the recommendations set forth in the Memorandum of Agreement.



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Commissioner Hansen asked that his letter of September 8, 2005, to President Stroger be entered into the record. (The referenced document is on file in the Office of the County Clerk.)

Chairman Collins stated that this public hearing seeks to address the issue without presenting an undue burden on the 2006 Budget.

President Stroger expressed his confidence in the Cook County leadership in regards to this issue. He stated that all reported incidents have been reviewed and analyzed. He emphasized that Juvenile Temporary Detention Center personnel are thoroughly screened, and that the Inspector General has recommended terminations for sustained accusations of abuse.

Chairman Collins asked leave to enter into the record the letter of September 14, 2005, to President Stroger from Bart Lubow of the Annie E. Casey Foundation. (The referenced letter is on file in the Office of the County Clerk.) This letter summarizes the key elements of the discussion held between executives of the Annie E. Casey Foundation and James L. Whigham, Chief of Staff, J.W. Fairman, Chief Coordinator of the Bureau of Public Safety and Judicial Coordination, and Jerry Robinson, Superintendent of the Juvenile Temporary Detention Center. In addition, this letter details how the Annie E. Casey Foundation might best work with the County toward helping the Juvenile Temporary Detention Center to provide a safe, secure and healthy environment.

Mr. Whigham read from the text of the above-mentioned letter.

Chairman Collins asked leave to enter into the record Chairman Silvestri's letter to President Stroger, dated August 25, 2005. (The referenced document is on file in the Office of the County Clerk.)

Chairman Collins asked leave to enter into the record Commissioner Daley's letter of September 15, 2005, to Mr. Robinson, as well the Chicago Tribune article of June 6, 2005, entitled, "Juvenile Offenders at Risk to Die Early," by Meg McSherry Breslin. (The referenced documents are on file in the Office of the County Clerk.)

Commissioner Moreno asked if and when the Annie E. Casey Foundation reached out to the County.

Mr. Whigham replied that the Annie E. Casey Foundation reached out to the County approximately one week prior to this meeting; the Foundation believed so strongly in the significance of this issue that they flew to Chicago to meet with members of the Administration on one day's notice.

Mr. Whigham emphasized that the County has mandated that the Juvenile Temporary Detention Center cooperate with the Foundation on every level of the assessment.

Mike Mahoney, Former President of the John Howard Association stated that the Juvenile Temporary Detention Center is cited as a national example in terms of population reduction. Cook County has an excellent partnership history with the Annie E. Casey Foundation. He is confident that continued partnership will be fruitful. He recommended that the Commissioners review the two most recent reports published by the John Howard Association. These reports analyze issues of overtime, vacancies, and ways to improve management. As a court monitor in the *Doe v. Cook County* case, Mr. Mahoney will file a report next week regarding Cook County's compliance with the consent decree; this report will detail the County's successes as well as areas for improvement.

Patrick T. Driscoll, Jr., Deputy State's Attorney, Chief of the Civil Actions Bureau of the State's Attorney's Office, provided an overview of the litigation regarding the *Doe v. Cook County* case, the chronology of this litigation, and the particular areas that should be addressed by specific administrators.

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Per Commissioner Daley's request, Edwin A. Burnette, Cook County Public Defender, agreed to provide the Chairman with a breakdown of all vacant positions in the Public Defender's Office.

Chairman Collins asked the Secretary to the Board to call upon the registered public speakers.

**Public Speakers**

1. J. W. Fairman - Chief Coordinator, Bureau of Public Safety and Judicial Coordination
2. Jerry Robinson - Superintendent, Juvenile Temporary Detention Center
3. Wenona Thompson - Director, Girl Talk Program
4. Jack Wuest - Concerned Citizen
5. Bill Wendt - Concerned Citizen
6. George Blakemore - Concerned Citizen

**Commissioner Quigley, seconded by Vice Chairman Gorman, moved to adopt the Substitute Resolution to Communication No. 272880. The motion carried.**

**O5-O-434  
RESOLUTION**

**Sponsored by**

**THE HONORABLE LARRY SUFFREDIN, FORREST CLAYPOOL  
AND EARLEAN COLLINS, COUNTY COMMISSIONERS**

**Co-Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,  
JOHN P. DALEY, ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN,  
CARL R. HANSEN, ROBERTO MALDONADO, JOSEPH MARIO MORENO,  
JOAN PATRICIA MURPHY, ANTHONY J. PERAICA, MIKE QUIGLEY,  
PETER N. SILVESTRI, DEBORAH SIMS AND BOBBIE L. STEELE  
COUNTY COMMISSIONERS**

**A RESOLUTION CALLING FOR AN INDEPENDENT MANAGEMENT REVIEW  
OF THE JUVENILE TEMPORARY DETENTION CENTER  
BY THE ANNIE E. CASEY FOUNDATION**

**WHEREAS**, a management review can determine appropriate levels of staffing, the appropriate qualifications for managers operating the institutions, and appropriate internal safeguards and procedures necessary to operate the Juvenile Temporary Detention Center in the most professional manner possible; and

**WHEREAS**, conducting an immediate independent management review will be a further step in restoring professionalism, accountability, and sound fiscal management at the Juvenile Temporary Detention Center, and the proper care for juveniles entrusted to the County's care; and

**WHEREAS**, the Annie E. Casey Foundation is known nationally as a protector of children's rights; and

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**WHEREAS**, the Annie E. Casey Foundation has had a long and productive relationship with Cook County since 1992; and

**WHEREAS**, the Annie E. Casey Foundation wrote President John H. Stroger, Jr. on August 23, 2005 offering at their expense to provide assistance and a management review of the Juvenile Temporary Detention Center to “. . . deepen and broaden efforts to transform the Juvenile Temporary Detention Center into the model facility it ought to be”.

**NOW, THEREFORE BE IT RESOLVED**, that the Cook County Board of Commissioners calls on President John H. Stroger, Jr. to accept the offer of the Annie E. Casey Foundation; and

**BE IT FURTHER RESOLVED**, that the Juvenile Temporary Detention Center shall meet with the Annie E. Casey Foundation to develop a plan for reviewing and assisting the Juvenile Temporary Detention Center in providing proper care to children under the County's care; and

**BE IT FURTHER RESOLVED**, that the Juvenile Temporary Detention Center shall report to the Board of Commissioners on a monthly basis on the progress on working with the Annie E. Casey Foundation.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

272882      RESOLUTION CALLING FOR A REVIEW OF THE COOK COUNTY JUVENILE TEMPORARY DETENTION CENTER BY AN INDEPENDENT PANEL (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by Earlean Collins, County Commissioner.

PROPOSED RESOLUTION

**WHEREAS**, Cook County is a home rule unit of local government pursuant to Article VII Section 6(a) of the 1970 Illinois Constitution, and as such may exercise any power and perform any function pertaining to its government and affairs; and

**WHEREAS**, the Cook County government has the responsibility for funding, operating and monitoring the Cook County Juvenile Temporary Detention Center; and

**WHEREAS**, the Cook County Board of Commissioners is committed to insuring the safety and welfare of minors in accordance with Federal, State and local ordinances on juvenile detention; and

**WHEREAS**, over the past several years there has been increasing allegations in reference to the treatment of children, the quality of staff, management and operating procedures which has made it necessary for the Board to investigate the validity of such charges.

**NOW, THEREFORE, BE IT RESOLVED**, that an independent panel be appointed by the President and approved by the Board of Commissioners to review the operation of the Cook County Juvenile Temporary Detention Center which shall include, but not limited to, the following areas:

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- Disciplinary actions taken toward youth;
- The usage of both prescription and non-prescription drugs;
- Sexual abuse;
- Limitations placed on visitation;
- The administrative structure;
- The chain of command;
- Staff development and training; and
- Working conditions.

**BE IT FURTHER RESOLVED**, that the panel conduct its business and report immediate findings of any inhumane treatment or danger to children and that all other findings and recommendations shall be reported within five months.

**Commissioner Steele, seconded by Commissioner Quigley, moved to defer Communication No. 272882. The motion carried.**

**Commissioner Peraica moved to adjourn the meeting, seconded by Commissioner Steele. The motion carried and the meeting was adjourned.**

Respectfully submitted,

FAMILY COURT AND JUVENILE DETENTION CENTER SUBCOMMITTEE

EARLEAN COLLINS, Chairman

ATTEST: MICHELLE HARRIS, Secretary

The transcript for this meeting is available in the Office of the Secretary to the Board, 118 North Clark Street, Room 567, Chicago, Illinois 60602.

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Commissioner Collins, seconded by Commissioner Silvestri, moved that the Report of the Family Court and Juvenile Detention Center Subcommittee be approved and adopted. **The motion carried unanimously.**

**REPORT OF THE COMMITTEE ON HEALTH AND HOSPITALS**

September 15, 2005

The Honorable,  
The Board of Commissioners of Cook County

**ATTENDANCE**

Present: Chairman Butler, Vice Chairman Goslin, Commissioners Claypool, Collins, Daley, Gorman, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Silvestri, Sims, Steele and Suffredin (16)

Absent: President Stroger (1)

Also

Present: Randolph M. Johnston - Assistant State's Attorney, State's Attorney's Office; Aaron Hamb, M.D. - Chief Medical Officer, Provident Hospital of Cook County; and Dr. Pierre E. Wakim, FACEP - Chair/Medical Director, Emergency Department, Provident Hospital of Cook County

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Ladies and Gentlemen:

Your Committee on Health and Hospitals of the Board of Commissioners of Cook County met pursuant to notice on Thursday, September 15, 2005 at the hour of 10:30 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following items and upon adoption of this report, the recommendation is as follows:

272033 PROVIDENT HOSPITAL OF COOK COUNTY by Michele T. Thompson, Acting Chief Operating Officer, transmitting a Communication, dated June 28, 2005.

Provident Hospital of Cook County has respectfully submitted the revised Medical Staff Bylaws and General Rules and Regulations of the Medical Staff of Provident Hospital of Cook County for approval by the Cook County Board of Commissioners.

\* **Referred to the Committee on Health and Hospitals on 07/12/05.**

\* **Deferred at the Health and Hospitals Committee meeting of 07/26/05.**

In response to Commissioner Hansen, Randolph Johnston, Assistant State's Attorney, State's Attorney's Office, stated that the rationale for making two changes are: 1) during the initial six-month probationary period the medical staff will have an opportunity to see whether the physician can perform and observe procedures that occur infrequently; and 2) the physicians' appointments are for a two-year period which during the first six months are in a provisional category. If there is no reason not to elevate the physicians to full attending status, then the change will occur automatically. Part of the problem is the time required to get items placed on the Board Agenda and approved by the Board.

Commissioner Hansen stated that if there is going to be a provisional period, the physicians should be appointed for a provisional period, whether it be six or twelve months before they are eligible to be appointed for a full two-year period. He stated that he doesn't see the logic in appointing someone for the full two-years.

Dr. Aaron Hamb, Chief Medical Officer, Provident Hospital of Cook County, replied that this procedure is similar to the initial probationary period for any employee. The Hospital has an opportunity to make a decision whether they want that employee to continue for the remainder of his two year appointment.

Commissioner Suffredin requested that the State's Attorney walk the Commissioners through the amendment process. Since the last Health and Hospitals Meeting of July 26, 2005, Dr. Hamb distributed the redlined version of the Bylaws with the changes, and a chart explaining the changes.

Commissioner Hansen pointed out that he is concerned about the procedure.

Dr. Hamb replied that both the Joint Commission on Accreditation of Healthcare Organizations (JCAHO) as well as the Illinois Department of Public Health requires the County to make appointments for a period of two years.

Commissioner Hansen asked why a new section was added in the Bylaws in reference to Tele Medicine referred to as Section 405-G, and will there be any problem with regards to the Health Insurance Portability and Accountability Act (HIPAA).

Dr. Hamb replied that the reason Section 405-G was added is that there were situations where Provident Hospital of Cook County was sharing information with Stroger Hospital of Cook County through a Tele Medicine mechanism. The requirements by JCAHO say that if you share information between hospitals it has to be noted in the Bylaws.



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Mr. Johnston replied that in terms of HIPAA there is no problem with sharing medical information between two healthcare providers for the purpose of treatment.

Commissioner Hansen stated that Section 4.07-(I), relating to professional activities or performance, has been entered with respect to the applicant. It states that it is final, under the subject listed in Section 4.07-I. How are pending judgments and settlements being dealt with?

Dr. Hamb replied that he doesn't have a problem with adding pending actions.

**Commissioner Hansen, seconded by Commissioner Peraica, moved to amend Section 4.07-(I) by adding the phrase "pending actions".**

Commissioner Daley asked whether, once the Bylaws are amended, do they have to go back to the Medical Executive Committee for approval.

Mr. Johnston replied yes, because it is a joint document which was jointly negotiated.

Commissioner Peraica stated that it is extremely important to insert the language suggested by Commissioner Hansen. Further, Commissioner Peraica stated that it is important for the Board to be careful how the County screens the applicants who want to join the County's Health System since the Board is self-insured.

Commissioner Suffredin stated that he opposes any amendments to the Bylaws, because in the existing Bylaws there is a section on how the Bylaws are amended. At today's meeting the Board can only vote yes or no on the proposals before the Board. If the Board would like to make additional changes, there is a procedure for the Board of Commissioners to offer amendments found in Section 17.03. The process requires that the Board of Commissioners propose amendments and submit them to the Medical Executive Committee, since they are joint Bylaws. Further, Commissioner Suffredin stated that when the Commissioners began discussion on the Bylaws, which were before the Committee at the same time as the Oak Forest Hospital of Cook County Bylaws, the Commissioners had greater information on the Oak Forest Hospital of Cook County amendments which were accepted by the Committee at the July 26, 2005 Health and Hospitals Committee Meeting. Also, at that meeting the Commissioners asked Dr. Hamb and Mr. Johnston to provide additional information regarding why certain changes were being made in the Provident Hospital of Cook County Bylaws and whether the Commissioners have received the information.

Commissioner Suffredin stated that if the Commissioners do not agree with the Bylaws, they can vote them down and the existing Bylaws would continue. Further, he stated that it is still an outstanding issue for the Joint Commission on Accreditation of Healthcare Organizations to be given a final copy of the Bylaws; the vast majority of the changes being made are to be in conformance with the changes in state law. Commissioner Suffredin stated that the State's Attorney talk about some of the specific state law changes that have required the changes in the Bylaws. In conclusion, Commissioner Suffredin stated that these Bylaws only address the medical staff and do not change any other Laws; they are procedural.

Commissioner Suffredin suggested that the Committee call for a roll call vote, and on the issue of the amendments he suggested that the Committee vote the amendment to the amendments down and return to the main question.

**Commissioners Hansen and Peraica withdrew their motion to amend the proposed Bylaws.**



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Commissioner Gorman inquired whether the Bylaws contain an age restriction and, if not, whether the County is considering possibly incorporating some type of age restriction for the medical staff.

Dr. Hamb replied that hospital looks at a physician's competency on a case-by-case basis; and to impose such a restriction might be considered discriminatory.

**Commissioner Murphy, seconded by Commissioner Peraica moved that Communication No. 272033 be approved. Commissioner Hansen called for a Roll Call, the vote of yeas and nays being as follows:**

**ROLL CALL ON MOTION TO APPROVE ITEM 272033**

Yeas: Chairman Butler, Commissioners Claypool, Collins, Daley, Maldonado, Murphy, Quigley, Sims, Steele and Suffredin (10)

Nays: Commissioners Gorman, Hansen and Peraica (3)

Present: Vice Chairman Goslin and Commissioner Silvestri (2)

Absent: Commissioner Moreno and President Stroger (2)

**The motion to approve CARRIED.**

**Commissioner Murphy moved to reconsider the vote by which Communication No. 272033 was approved, seconded by Commissioner Peraica. A Roll Call Vote was taken, the vote of yeas and nays being as follows:**

**ROLL CALL ON MOTION TO RECONSIDER ITEM 272033**

Yeas: Commissioners Gorman, Hansen and Peraica (3)

Nay: Chairman Butler, Commissioners Claypool, Collins, Daley, Maldonado, Murphy, Quigley, Sims, Steele and Suffredin (10)

Present: Vice Chairman Goslin and Commissioner Silvestri (2)

Absent: Commissioner Moreno and President Stroger (2)

**The motion to reconsider failed and Communication No. 272033 was APPROVED.**

**BYLAWS OF THE MEDICAL STAFF  
OF PROVIDENT HOSPITAL OF COOK COUNTY**

**PREAMBLE**

**WHEREAS**, Provident Hospital of Cook County (hereinafter "Hospital") is a public hospital organized under the laws of the State of Illinois; and

**WHEREAS**, the Hospital's mission is to provide quality comprehensive health care services to all of Cook County's residents, regardless of ability to pay, through both the direct delivery of services and through the establishment of collaborative relationships with other public and private health care providers; and,

**WHEREAS**, the Hospital's mission is also to provide health care to all patients regardless of the actual or perceived status, practice or expression of the patient's race, color, religion, age, sex, disability, ancestry, sexual orientation, marital status, parental status, military discharge status, source of income, gender identity, ability to pay or national origin, and to offer unique education, training and research opportunities; and

**WHEREAS**, it is recognized that the Medical Staff is responsible for the quality of medical care in the Hospital and accepts and discharges this responsibility subject to the ultimate authority of the Board of Commissioners of Cook County and that the cooperative efforts of the Medical Staff, the Chief Operating Officer, the Chief of the Cook County Bureau of Health Services, and the Board of Commissioners are necessary to fulfill the Hospital's obligations to its patients;

**THEREFORE**, the physicians, podiatrists and dentists practicing in this Hospital hereby organize themselves into a Medical Staff in conformity with these Bylaws.

#### **ARTICLE 1: DEFINITIONS**

**Applicant** shall mean a physician, dentist or podiatrist who has submitted a completed application for initial appointment to the Medical Staff.

**Board of Commissioners or Board** shall mean the Board of Commissioners of Cook County, Illinois, which is the governing body of the Hospital.

**Bureau or Cook County Bureau of Health Services** shall mean the Cook County Bureau of Health Services the bureau established by Cook County Ordinance to consolidate the various health care facilities owned and operated by the County of Cook, including Provident Hospital of Cook County.

**Category** shall mean one of the Categories set forth in Article 5 Categories of the Medical Staff.

**Chief Operating Officer** shall mean the Chief Operating Officer of Provident Hospital of Cook County and shall include his or her designee.

**Clinical Privileges** shall mean the permission granted to provide medical or other patient care services and permission to use hospital resources, including equipment, facilities and personnel that are necessary to effectively provide medical or other patient care services at this Hospital.

**Collaborative Clinical Privileges or Collaborative Privileges** shall mean permission granted a Mid-Level Practitioner to render specific diagnostic, therapeutic, medical, dental, podiatric, or surgical services at Hospital in accordance with Supervision Document.

**CVO** shall mean the Cook County Bureau of Health Services Credentialing Verification Office and where applicable the Hospital's Credentials Verification Office.

**Dentist** shall mean an individual who is licensed to practice dentistry in the State of Illinois and shall include oral surgeon.

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**Department** shall mean the largest class of Hospital medical service unit; usually a primary medical specialty.

**Ex-Officio** shall mean by reason of administrative office; shall have no vote unless otherwise specified in these Bylaws.

**Hospital** shall mean Provident Hospital of Cook County.

**Hospital Administration** shall mean the Chief Operating Officer and all other persons delegated administrative duties by the Chief Operating Officer.

**Hospital Representative** shall mean the Board, its committees and members, the Bureau Chief, the Chief Operating Officer, the Chief Medical Officer, and all Medical Staff committees, Members and other staff of the Hospital or the Bureau who have responsibility for collecting or evaluating an Applicant's or Member's credentials or acting upon his or her application for appointment or reappointment and any authorized representative of any of the following.

**IDFPR** shall mean Illinois Department of Financial and Professional Regulation.

**Licensed Independent Practitioner** shall mean a health professional, other than a physician, dentist or podiatrist who is licensed by the State of Illinois and is granted Clinical Privileges to provide care to Hospital patients.

**Member** shall mean a Member doctor of medicine (M.D.), osteopathy (DO), dentistry (D.D.S. or D.M.D) or podiatry (D.P.M.) duly licensed in Illinois who has been appointed to the Medical Staff.

**Medical Staff** shall mean all Illinois licensed physicians, dentists and podiatrists who has been appointed to the Medical Staff.

**Membership** shall mean the appointment of a physician, dentist or podiatrist to the Medical Staff including the Clinical Privileges, if any, granted with that appointment.

**Mid-Level Practitioner** shall mean an Advanced Practice Nurse or a Physician Assistant who is granted Collaborative Clinical Privileges.

**National Practitioner Data Bank** shall mean the data bank established pursuant to Section 421 of the Health Care Quality Improvement Act, 42 United States Code 11101, et seq., to which medical malpractice payments, sanctions by the Boards of Medical Examiners, and Professional Review Actions relative to members of the Medical Staff are reported.

**Non-Member Practitioner** shall mean licensed professionals who are granted either Clinical Privileges or Collaborative Clinical Privileges to provide direct or indirect patient care to Hospital patients, including Mid Level Practitioners (MLPs) and Licensed Independent Practitioners (LIP). Non-Member Practitioners are not member of the Medical Staff.

**Physician** shall mean an individual who is licensed to practice medicine in all its branches in the State of Illinois.

**Podiatrist** shall mean an individual who is licensed to practice podiatry in the State of Illinois.

**President** shall mean President of the Medical Staff.

**Rules and Regulations** shall mean the policies and procedures adopted by the Medical Staff to establish a framework for self-governance of Medical Staff activity and accountability to the Governing Body.

**Supervision Document** shall mean a Collaborative Agreement or other document which has been approved by the Bureau Mid-Level Practitioner Committee and which, subject to the Medical Staff's approval of Collaborative Privileges, establishes the permitted scope of practice of a Mid-Level Practitioner in collaboration with a Member.

**Telemedicine** shall mean the use of medical information exchanged from one site to another via electronic communications for the health and education of the patient or health care provider and for the purpose of improving patient care, treatment, and services.

## **ARTICLE 2: NAME**

### **2.01 Name**

The name of this Medical Staff shall be the "Medical Staff of Provident Hospital of Cook County".

## **ARTICLE 3: PURPOSES**

### **3.01 Purposes**

The purposes of the Medical Staff shall be:

To promote the provision of appropriate and ethical care to all inpatients and outpatients treated at the Hospital consistent with acceptable medical standards;

To promote and maintain an appropriate level of professional standards consistent with community standards through the continuous review and evaluation of the clinical activities of the Medical Staff and the delineation of privileges to practice within the Hospital;

To promote the continuing education of all members of the Medical Staff, to maintain educational standards for the Medical Staff and to provide educational opportunities for House Staff and other medical professionals in training;

To initiate and maintain Rules and Regulations for the governance of the Medical Staff;

To provide a means whereby issues concerning the Medical Staff and the Hospital may be discussed by the Medical Staff with the Board of Commissioners, the Chief of the Bureau of Health Services, and the Chief Operating Officer in an effort to resolve any problems; and

To provide leadership in the Hospital in quality and performance improvement activities.

## **ARTICLE 4: MEDICAL STAFF MEMBERSHIP AND PRIVILEGES**

### **4.01 Membership**

Membership on the Medical Staff of the Hospital is a privilege which shall only be extended to professionally competent physicians, dentists and podiatrists who continuously meet the qualifications, standards and requirements set forth in these Bylaws and the corporate Bylaws of the Hospital. No individual shall be entitled to membership on the Medical Staff or the granting of clinical privileges merely by virtue of the fact that he or she is duly licensed to practice his or her profession in this or any other state, or that he or she is a member of some professional organization, or that he or she had, in the past, or presently has such privileges at other this or any other hospital or health care facility. In determining whether or not to extend or continue the privilege of Membership, neither the Board nor any of Hospital Committee shall discriminate against any Applicant or Member on the basis of the actual or perceived status, practice or expression of the their race, color, religion, age, sex, disability, ancestry, sexual orientation, marital status, parental status, military discharge status, gender identity, or national origin. Membership of the Hospital is a privilege in the nature of a license to exercise only those clinical privileges within the Hospital as are specifically granted in accordance with the procedures established in these Bylaws.

**4.02 Eligibility for Membership: Qualifications and Standards**

To be eligible for consideration for appointment or reappointment to membership on the Medical Staff, Applicants or Members must demonstrate and continue to meet the following qualifications and standards to assure that any patient treated by them will be given quality medical care:

- (a) Licensure to practice medicine in all its branches in the State of Illinois, licensure to practice dentistry in the State of Illinois, or licensure to practice podiatric medicine in the State of Illinois, as well as a State of Illinois Controlled Substance Certificate and Controlled Substance Registration Certificate (Federal Drug Enforcement Administration [DEA]), where appropriate;
- (b) Ability to work professionally and constructively with other members of the Medical Staff and Hospital personnel;
- (c) Education, training, experience, ability and current competence in the field of practice;
- (d) Adequate skills to maintain effective communication with members of the Medical Staff and Hospital Personnel;
- (e) Satisfactory health such that the member may perform the essential functions required by the member's delineated clinical privileges with appropriate judgment and technical skill, either with or without an accommodation;
- (f) Commitment to participate in the purposes, functions and duties of the Medical Staff;
- (g) Adherence to the ethics of their profession and their good reputation; and,
- (h) Qualifications sufficient to merit a faculty appointment at an academic institution with which the Hospital is affiliated.

It shall be the continuing obligation of every Applicant for initial appointment to the Medical Staff and of every Member to notify the Chief Medical Officer immediately of any action which is taken by any authority in any state which restricts, conditions, modifies or terminates the Applicant or Member's professional license, authority to prescribe controlled substances, eligibility to participate in state or federal programs or which involves conviction of a felony. Failure to provide such notification shall be grounds for summary suspension and termination from the Medical Staff.

**4.03 Conditions of Appointment/Reappointment**

In accepting appointment or reappointment to the Medical Staff, each Member agrees to:

- (a) Comply with the principles of the relevant professional organizations;
- (b) Abide by the Medical Staff Bylaws and Rules and Regulations and the Hospital's Policies and Procedures including any corporate compliance programs which may be implemented;
- (c) Provide continuous care to and supervision of his or her patients in the Hospital within the recognized professional level of quality and efficiency within the medical community and
- (d) Prepare and complete all medical records in a timely and legible manner and in accordance with these Bylaws and Rules and Regulations;



- (e) Carry out the duties and responsibilities required by the Category of Membership and the Department to which he or she has been assigned and accept and fulfill committee assignments;
- (f) Delegate the responsibility for diagnosis or care of hospitalized patients only to those practitioners who are qualified to undertake the responsibility;
- (g) Engage in patterns of appropriate utilization and allocation of resources with the goal of providing quality patient care in conformity with applicable utilization standards as may be defined from time to time by the Medical Staff and by the Board of Commissioners as well as by applicable statutes and regulations, and participate in the Hospital's utilization review process, including service on the Utilization Review Committee of the Medical Staff as requested; and
- (h) Limit the scope of his or her practice at the Hospital in accordance with the Clinical Privileges granted to him or her.
- (i) The timely payment of dues and other fees as required by the Medical Executive Committee.

#### **4.04    Procedures for Appointment**

##### **A.    Appointment Authority and Term**

Initial appointments and reappointments to the Medical Staff shall be made by the Board of Commissioners in accordance with the appointment procedure set forth herein or in Section 4.07, Expedited Appointment and Re-appointment. The Board of Commissioners shall act on appointments and reappointments after there have been reviews and recommendations from the various committees, as provided in this appointment procedure; provided that, in the event of unwarranted delay on the part of any of the various committees, the Board may act without such recommendation on the basis of documented evidence of the Applicant's or Member's professional and ethical qualifications obtained from reliable sources.

Each initial appointment shall be provisional for a period of six (6) months. The Medical Executive Committee, may extend this provisional period not to exceed an additional six (6) months upon the recommendation of the applicable Department Chair and the Credentials Committee—Unless terminated during his or her provisional period, a Provisional Member's staff category shall automatically change to the appropriate Category upon completion of their provisional period. The provisional appointment period shall be for observation purposes which may include, but shall not be limited to, retrospective chart review and clinical supervision. The purpose of the observation period is to judge the quality of patient care the Member delivers and the overall professional conduct of the Member.

As a condition of appointment, the provisional Member shall agree that the appropriate Department Chairperson or an attending physician designated by him or her shall be empowered to assume responsibility for a patient whenever, in the sole judgment of the designated attending physician or the Chairperson, such action appears necessary to safeguard the patient's health or well-being.

As a further condition of appointment, the provisional Member shall agree that he or she shall have no cause to complain or any cause of action in law or equity against a Chairperson or his or her designee who acts in good faith and without malice, or against the Hospital, the Medical Staff or any component or agent thereof acting in good faith and without malice to monitor the performance of the provisional Member.



If a provisional Member's Membership is terminated prior to the completion of his or her provisional period, the Chief Medical Officer shall notify him or her, in writing, that his or her Membership has been terminated and that he or she is entitled to a hearing pursuant to Article 7. Such notice shall be as provided in Section 18.04 (b), Special Notice.

If the Provisional Member is elevated to full appointment, the Chief Medical Officer shall notify him or her, in writing, of such elevation. The period of the initial full appointment following the provisional period shall not exceed two years less the period during which the Member was in the provisional status. Excluding this initial appointment period, each term of reappointment shall be for a period of two years.

**B. Request for Application**

Requests for an application for initial appointment shall be in writing, addressed to the CVO and shall contain the name, address, and medical specialty of the Applicant. Upon receipt of such request, a letter will be sent to the individual outlining the criteria for an initial appointment, explaining the review process and enclosing a pre-application questionnaire. The individual will be requested to complete the pre-application questionnaire and return it to the CVO. If, after review of the pre-application questionnaire, it is determined that the Applicant fails to meet the criteria for an initial appointment, fails to meet the criteria for the privileges sought or has indicated that he or she is seeking assignment to a Department, subspecialty or Category for which there is no opening, the CVO shall notify the requestor that or she will not be receiving an application and the reasons therefore. In those instances in which an application for initial appointment is sent, a copy of the Medical Staff Bylaws and Rules and Regulations shall be enclosed.

All applications for initial appointment to the Medical Staff shall be submitted on the forms prescribed by the Hospital and Medical Staff.

**C. Content of Application**

Pursuant to the Illinois Health Care Professional Credentials Data Collection Act, 410 ILCS 517, each Applicant for initial appointment to the Medical Staff shall complete the Health Care Professional Credentialing and Business Data Gathering Form as provided by the Illinois Department of Public Health (AIDPH Credentialing Form®) in its entirety. The Applicant must also complete the Health Status Form, the CCBHS Credential Verification Supplemental Information form, and the Attestation and Release form and submit these, together with the IDPH Credentialing Form, to the CVO. In addition to completing and submitting the foregoing, the Applicant shall complete and submit any other forms required by the Medical Staff to process the application.

**D. Return of Application**

The application for initial appointment shall be returned to CVO.

**E. Effect of Application**

By applying for initial appointment to the Medical Staff, the Applicant:

- (1) Thereby signifies a willingness to appear for interviews in regard to the application, authorizes the Hospital to consult with others who have been associated with the Applicant or who may have information bearing on his or her competence and qualifications, and consents to the Hospital's inspection of all records and documents that may be material to an evaluation of his or her qualifications for an initial appointment to the Medical Staff and to exercise the clinical privileges requested;

- (2) Agrees to release from liability all the Hospital Representatives from all acts performed in connection with the evaluation, documentation, and investigation of the Applicant, in making recommendations with respect to his or her application for initial appointment, and further agrees to release from liability all individuals and organizations who provide information to the Hospital concerning the Applicant's qualifications for staff appointment and clinical privileges, including otherwise privileged or confidential information;
- (3) Authorizes individuals and organizations to release information, including otherwise confidential or privileged information, as well as reports, records, statements, recommendations and other documents in their possession, bearing on his or her credentials to any Hospital Representative, and consents to the procurement and inspection by any Hospital Representative of such information, records and other documents;
- (4) Agrees to provide requested information regarding all prior professional liability insurance coverages and claims and to cooperate with the Hospital's verification of this information;
- (5) Acknowledges that, upon receipt of the application, a request for information regarding the Applicant shall be submitted by the Hospital to the IDFR, the National Practitioner Data Bank and other appropriate organizations which verify information regarding the Applicant;
- (6) Acknowledges that falsification, withholding or material omissions of information, whenever discovered, may result in rejection of an initial application for Appointment or be grounds for disciplinary action, including revocation of clinical privileges and Medical Staff membership;
- (7) Pledges to provide quality care for his or her patients if granted staff appointment and clinical privileges; and
- (8) Agrees to sign a statement which acknowledges that he or she is fully informed of the scope and extent of the authorizations, releases and consent provisions stated above and that he or she is fully informed of, and agrees to be bound by, the immunity provisions contained in these Bylaws.

**F. Review of Information**

When the application for initial appointment is returned to the CVO, it shall be reviewed to be certain all questions are answered fully. The CVO shall confirm licensure, narcotic permits, National Practitioner Data Bank information and verify references, and the information contained therein, as appropriate. The Applicant shall have the burden of producing adequate information or sources of information for the proper evaluation of his or her qualifications for appointment to the Medical Staff and the exercise of clinical privileges and for resolving any doubts about such qualifications.

The application shall be not considered complete until (i) all blanks on the application form are filled in and any requested additional information has been provided; (ii) verification of the information is complete; (iii) information has been obtained from the National Practitioner Data Bank; and the IDFR and (iv) responsive letters of reference and information from past hospital and other affiliations have been received.

**G. Processing the Application**

Each complete application for initial appointment shall be processed as expeditiously as practicable in accordance with the procedures set forth herein. After the application for initial appointment has been determined to be complete the application shall be processed in the following manner:

**(1) Department Chairperson**

The complete application for initial appointment shall be forwarded by the CVO to the Department Chairperson for the Department to which the Applicant is requesting assignment. The Department Chairperson shall review the application. The Department Chairperson or his or her designee may conduct an interview of the Applicant. Within twenty-one (21) days after receipt of the application, the Chairperson of the Department shall forward his or her recommendation on the application for initial appointment and the granting of clinical privileges to the Chief Medical Officer.

**(2) Chief Medical Officer**

After receipt of the application for initial appointment and recommendations from the Department Chairperson, the Chief Medical Officer shall review the application. The Chief Medical Officer or his or her designee may conduct an interview of the Applicant. Within twenty-one (21) days after receipt of the application ???, the Chief Medical Officer shall forward to the Credentials Committee the application for initial appointment, his or her recommendation, and the recommendation of the Department Chairperson .

**(3) Credentials Committee**

Within sixty (60) days of receipt of the application for initial appointment and recommendations from the Department Chairperson and the Chief Medical Officer, the Credentials Committee shall review the application for initial appointment and the recommendations. The Credentials Committee may conduct an interview of the Applicant. The Credentials Committee may defer action on an application for initial appointment in order to obtain needed additional information. Any such deferral shall state the reasons therefore, and shall set a time limit within which a subsequent recommendation to the Medical Executive Committee shall be made. The Credentials Committee shall then forward the application for initial appointment and the recommendations from the Department Chairperson and the Chief Medical Officer, as well as its own recommendation, on the prescribed form, to the Medical Executive Committee.

**(4) Medical Executive Committee**

At the next regular meeting of the Medical Executive Committee following receipt of the application for initial appointment and the recommendations from the Department Chairperson, Chief Medical Officer, and Credentials Committee, the Medical Executive Committee shall consider the application for initial appointment and recommendations and, if it wishes, interview the Applicant. The Medical Executive Committee may defer action on an application for initial appointment in order to obtain needed additional information. Any such deferral shall state the reasons therefore, shall set a time limit within which a its recommendation to the Joint Conference Committee shall be made

If the recommendation of the Medical Executive Committee is to approve the application for initial appointment, it shall transmit its recommendation to the Joint Conference Committee.

If the recommendation of the Medical Executive Committee is to deny the application for initial appointment, the Chief Medical Officer shall notify the Applicant, in writing, that his or her application for initial appointment has been denied. Such notice shall be sent as provided in Section 18.04 (b), Special Notice.

**(5) Joint Conference Committee**

At the next regular meeting of the Joint Conference Committee following receipt of the application for initial appointment and the recommendations from the Department Chairperson, Chief Medical Officer, Credentials Committee, and Medical Executive Committee, the Joint Conference Committee shall consider the application for initial appointment and recommendations and interview the Applicant, if it wishes. The Joint Conference Committee shall then make its recommendation to the Board of Commissioners.

If the recommendation of the Joint Conference Committee is to approve the application for initial appointment, the Chief Operating Officer shall transmit the recommendations to the Board of Commissioners.

If the Joint Conference Committee recommends that the application for initial appointment be denied, the Chief Medical Officer shall notify the Applicant, in writing, that his or her application for initial appointment has been denied. Such notice shall be sent as provided in Section 18.04 (b), Special Notice.

**(6) Board of Commissioners**

At the next regularly scheduled meeting of the Board of Commissioners, or as soon thereafter as is practicable, the Board shall consider the recommendations on the application for initial appointment. If the Joint Conference Committee recommended that the application for initial appointment be approved, the

Board may, at its sole discretion, approve the application for initial appointment and the clinical privileges. Before arriving at its determination, the Board may seek additional information from those who have considered the application for initial appointment.

If the Board approves the application for initial appointment and clinical privileges, the Chief Medical Officer shall notify the Applicant of his or her appointment. Such notice shall include:

- i) the Category to which the Applicant is appointed;
- ii) the Department to which he or she is assigned;
- iii) the Clinical Privileges he or she may exercise; and
- iv) any special conditions to the appointment.

If after considering the recommendations, the Board denies the application for initial appointment, the Chief Operating Officer shall notify the Applicant in writing that his or her application for initial appointment has been denied. Such notice shall be sent as provided in Section 18.04 (b), Special Notice.

The fact that an Applicant has been found by the Joint Conference Committee to be eligible for consideration by the Board shall not entitle the Applicant to membership.

**4.05 Clinical Privileges**

**A. Clinical Privileges**

In the course of developing his or her recommendation concerning an Applicant's application for initial appointment, the Department Chairperson shall consider the Applicant's requested Clinical Privileges and shall make a specific recommendation thereon which shall be included with his or her recommendation regarding the application for initial appointment. Each individual and committee evaluating the application for initial appointment shall consider the Department Chairperson's recommendation regarding the Applicant's requested Clinical Privileges and, if the individual and committee concur, include such clinical privilege recommendation in its recommendation regarding appointment to the Medical Staff. Should a committee not concur with the Department Chairperson's recommendation for Clinical Privileges, the request for Clinical Privileges may be returned to the Department Chairperson for further consideration in a timely manner as the remaining portions of the application continue through the appointment process.

Except for Emergency Privileges, a Member, shall exercise, only those Clinical Privileges specifically granted to him or her by the Board of Commissioners in accordance with the Procedure set forth in these Bylaws.

**B. Request for Change in Clinical Privileges**

A Member who desires a change in his or her clinical privileges shall make a written request for such a change with his or her application for reappointment or at any other time upon special written application. If such a request is at the time of his or her application for reappointment, the request shall be considered pursuant to Article 4, Section 4.06, Procedures for Reappointment.

If such a request is not in conjunction with an application for reappointment, an evaluation of the requested change in Clinical Privileges shall be based on the Member's training, experience, and demonstrated competence and performance. All such requests shall be forwarded to the Department Chairperson for his or her consideration and recommendation and shall then be forwarded for consideration and recommendation in accordance with the procedures set forth in Article 4, Section 4.04, Procedures for Appointment.

If the Medical Executive Committee recommends that a Member's request for a change in clinical privileges be denied, the Member shall have the right to a hearing pursuant to Article 7, Hearing Procedures.

**C. Temporary Privileges**

1. Temporary clinical privileges may be granted to an Illinois licensed physician, dentist or podiatrist to meet an important patient care need that requires immediate authorization to practice within the Hospital. Specifically, temporary clinical privileges may be granted for:

- the care of a specific patient(s);
- an individual serving as a *locum tenens* for a Member who is on vacation, attending an educational seminar, ill and/or needs coverage assistance for a period of time; or
- the purpose of proctoring, teaching or learning a new procedure at the Hospital.



**2. Procedure**

- a. The individual requesting temporary clinical privileges shall complete an application as set forth in Article IV, Section 4.04 (B), Request for Application, and forward it to the Credentialing Verification Office. Said application shall include a statement that, while practicing at the Hospital, the individual agrees to be bound by County, Bureau, Hospital and Medical Staff policies and procedures and the Medical Staff Bylaws and Rules and Regulations.
- b. After the Credentialing Verification Office has processed the application including a query of the IDFPR, and the NPDB, it shall forward the application to the Chief Operating Officer.
- c. The Chief Operating Officer may grant temporary clinical privileges only with the approval of the applicable Department Chair, the Chief Medical Officer and the President.
- d. If temporary clinical privileges are granted, they may be exercised only for a specific period of time as warranted by the situation. The initial grant of temporary clinical privileges should be for a period of time not exceeding 120 days.
- e. If temporary clinical privileges are granted, the individual to whom the privileges have been granted shall act under the supervision of the applicable Department Chair or designee.

**3. Termination**

- a. The Bureau Chief, Chief Operating Officer, Chief Medical Officer, Department Chair, or President may immediately terminate the temporary clinical privileges if the care or safety of patients might be endangered by continued treatment by the individual to whom they have been granted.
- b. The granting of temporary clinical privileges is a courtesy and may be terminated at any time by the Bureau Chief or Chief Operating Officer in consultation with the Chief Medical Officer, applicable Department Chair and President.
- c. Unless terminated sooner, temporary clinical privileges shall automatically terminate upon expiration of the period for which they were granted.
- d. Neither the denial nor termination of temporary clinical privileges shall entitle the individual to any of the procedural rights set forth in these Medical Staff Bylaws or Rules and Regulations.
- 4. An individual who has been granted temporary clinical privileges is not a Member of the Medical Staff but shall comply with all applicable County, Bureau, Hospital and Medical Staff rules, regulations and policies.

Temporary privileges may be granted for a period of no longer than 120 days and may not be extended.

**D. Emergency Privileges**

Any Member may exceed the scope of his or her clinical privileges in any patient care emergency where time is of the essence in the preservation of life of a patient or the prevention of critical complications and where an appropriately privileged Member is not immediately available to assume responsibility. A Member who has exercised emergency privileges shall promptly report such use to both his Department Chair and the Chair of the Department in which such privileges are usually exercised, if applicable. In every case, the Member's Department Chair shall promptly evaluate the exercise of emergency privileges.



**E. Disaster Privileges**

In the event of an emergency which results in the activation of the Hospital's emergency operations plan, the Chief Operating Officer or highest ranking administrator on site shall have the authority to grant disaster privileges to non-Members upon the recommendation of the President and Chief Medical Officer. Such privileges shall be memorialized on a disaster privileges form signed by the practitioner, the Chief Operating Officer or highest ranking administrator on site and by the President or Chief Medical Officer, or their designees, and shall be extended in accordance with regulations promulgated by the Illinois Department of Public Health which shall supersede any contrary provisions of this Section to the extent applicable.

**a. Bureau Physicians, Dentists and Podiatrists**

Bureau physicians, dentists or podiatrists requesting disaster privileges shall present their Bureau Affiliate photo identification to the Incident Commander or designee who shall verify the individual's current status against a list provided to the Incident Commander by the Bureau's Credentials Verification Office.

**b. Non-Bureau Physicians, Dentists and Podiatrists**

Non-Bureau physicians, dentists or podiatrists requesting disaster privileges shall provide:

- (i) A currently valid Illinois license to practice medicine, dentistry or podiatry, out of state licensure will be accepted only if legally permissible due to the disaster; e.g., to a suspension of licensure requirements;
- (ii) Photo identification with the same name as that on their license to practice;
- (iii) A name of a hospital where they currently exercise clinical privileges, if any;
- (iv) The name of their professional liability insurance carrier, if any;
- (v) Their social security number and date of birth;
- (vi) Specialty training information; and
- (vii) All other necessary information required to conduct a query of the National Practitioner Data Bank and Illinois Department of Financial and Professional Regulation.

**c.** As soon as practicable, and if possible before granting disaster privileges, an attempt will be made to verify, through independent sources, licensure and other information available from the NPDB and IDFPR.

**d.** To the extent permitted by law and regulation and utilizing procedures consistent with those applicable to physicians, podiatrists or dentists granted disaster privileges, disaster privileges may also be granted to health professionals who are not physicians, podiatrists or dentists but who are licensed health professionals otherwise granted privileges or Collaborative Clinical Privileges pursuant to these Bylaws.

**e.** If possible, the practitioner granted privileges shall be assigned to a Member who is in the same specialty. The volunteer will act under the supervision of that Member. All disaster privileges shall terminate automatically once the Hospital Incident Command declares that the emergency is over.

**F. Lapse in Privileges: Interim Clinical Privileges**

No Member shall exercise Clinical Privileges unless such exercise occurs during the term of a grant of privileges pursuant to these Bylaws, including a grant of interim clinical privileges as provided herein. In the event of delay by the various committees to act promptly on an application for appointment, reappointment, the Chief Medical Officer may grant interim Clinical Privileges for a period not to exceed sixty (60) days to a Member whose appointment and Clinical Privileges have expired pending action upon a Member's application for reappointment. Such interim privileges shall terminate immediately upon the approval or denial by the Board of Commissioners of the Member's application for reappointment. Approval of the application for reappointment by the Board shall be retroactive to the date upon which a grant of interim Clinical Privileges was effective. Unless otherwise indicated in writing by the Chief Medical Officer, the Member granted interim Clinical Privileges shall be permitted to exercise the same Clinical Privileges and to occupy the same Category which was in effect at the time of the granting of interim Clinical Privileges. A Member who has been granted interim Clinical Privileges shall be bound by the provisions of these Bylaws.

**G. Telemedicine**

**A.** Medical Executive Committee shall recommend the scope of telemedicine services to be permitted at the hospital. Requests for telemedicine privileges at the hospital will be processed through the established procedure for reviewing and granting privileges as established elsewhere in these Bylaws.

Medical Staff members and/or Licensed Independent Practitioners (LIPs) who provide interpretive services such as official readings of images, tracings, or specimens (e.g., radiologists or pathologists) or consultations without directing patient care through a telemedicine mechanism must be privileged utilizing one of the following mechanisms:

- a. the member or LIP is fully credentialed and privileged at this facility or other Bureau facilities;
- b. the LIP is privileged at this facility using credentialing information from a distant site that meets the following criteria:
  - (i) the distant site is JCAHO accredited;
  - (ii) the LIP must be privileged at the Distant Site for the services to be provided at Provident Hospital; and
  - (iii) Hospital collects and maintains evidence of an internal review of the LIP's performance and sends to the Distant Site, information that is useful to the LIP's quality of care, treatment and services for use in privileging and performance improvement.

**B.** LIP's privileges to provide telemedicine services at Provident Hospital will be bound by these Bylaws with the following exceptions:

- Call Coverage
- Meeting Attendance
- Dues

**4.06 Procedure for Reappointment**

**A. Application for Reappointment**

Reappointments shall be made by the Board for a period not to exceed two (2) years. The CVO shall, at least 120 days prior to the expiration date of the Member's current period of appointment, provide the Member with a application for reappointment. A Member who desires reappointment shall return the completed application for reappointment to the CVO at least 90 days prior to the date of expiration of his or her current period of appointment. A check made payable to the Medical Staff of Provident Hospital of Cook County must be submitted with the application for all applicable dues and fees.

The Chief Medical Officer shall promptly give written notice to each Member who has failed to submit a timely application for reappointment. Upon receipt of the completed application for reappointment, the Chief Medical Officer shall promptly notify the concerned Member of any deficiencies in his or her application for reappointment and the Member shall then have the obligation of providing the requested information. Failure, without good cause, to return the completed, signed application for reappointment at least thirty (30) days prior to the expiration of the Member's current period of appointment shall result in the automatic termination of Membership and clinical privileges at the expiration of the Member's current period of appointment as provided in Section 6.06 (a)(8) of these Bylaws.

Falsification, withholding or material omission of information, whenever discovered, may be grounds for corrective action, including termination of Membership and clinical privileges.

**B. Content of Form**

The form for applying for reappointment shall include the State of Illinois Application and the Reappointment Forms, (where appropriate, information required shall be limited to events occurring since the last date of appointment or reappointment):

(1) Pursuant to the Illinois Health Care Professional Credentials Data Collection Act, 410 ILCS 517, each Member who applies for reappointment to the Medical Staff shall complete the Health Care Professional Recredentialing and Business Data Gathering Form as provided by the Illinois Department of Public Health (IDPH Recredentialing Form) in its entirety. The Member must also complete the CCBHS Credential Verification Supplemental Information form, and the Attestation and Release form and submit these, together with the completed IDPH Recredentialing Form, to the Credentialing Verification Office. In addition to completing and submitting the foregoing, the Member shall complete and submit any other forms required by the Medical Staff to process the application for reappointment.

(2) A statement regarding the health status of the Member including information as to any health condition which would prevent the Applicant from performing the essential functions required in connection with the privileges sought and, if so, any a description of such reasonable accommodation which would enable the Applicant to perform those functions; and

(3) An acknowledgment that the Illinois Department of Professional Regulation and the National Practitioner Data Bank will be contacted as part of the reappointment process.

**C. Criteria for Reappointment to the Medical Staff**

Each recommendation concerning reappointment and continued clinical privileges of an Member shall be based upon such Member's:

- (1) professional competency and clinical judgment in the treatment of patients based on Departmental and Hospital clinical evaluation and Quality and Performance Improvement information;
- (2) current clinical privileges and basis of any requested modification;
- (3) attendance at applicable Medical Staff, Departmental and committee meetings and fulfillment of assigned responsibilities including responsibilities under any emergency patient care call schedule;
- (4) compliance with the Hospital Policies and Procedures including County or Bureau policies applicable to the Hospital, and with the Medical Staff Bylaws and Rules and Regulations;
- (5) maintenance of an active role at the Hospital during the one year period preceding the application for reappointment, which shall refer to attendance at required medical staff and Departmental meetings and the provision of clinical patient care or clinical teaching duties during the preceding one year period;
- (6) satisfactory completion of medical records;
- (7) conduct, ethics, and behavior both in and out of the Hospital, cooperation with medical and Hospital personnel as it relates to patient care or the orderly operation of the Hospital, and general attitude toward patients, the Hospital and its personnel;
- (8) information as to any health condition which prevents the Member from performing the essential functions required in connection with the privileges sought and a description of such reasonable accommodation which would enable the Applicant to perform those functions;
- (9) documentation of continuing medical education; and evidence of continued competency;
- (10) other matters bearing on the Member's ability and willingness to adhere to the standards of patient care generally accepted by the medical profession.
- (11) appraisal of the individual provider by the Department Chair.
- (12) evaluation from the Medical Director of the ambulatory site at which the member of the medical staff or non-member practitioner is assigned (if applicable).

**D. Review of Application for Reappointment**

The review of a Member's application for reappointment will be based upon the information described in paragraph C., Criteria for Reappointment to the Medical Staff, above.

The applicable Department and various reviewing committees may request and the Member shall provide any further information or documentation considered necessary by the reviewing body to assess the application for reappointment and the continuation of or addition to privileges. The various reviewing bodies may take into consideration any and all information coming to their attention in arriving at their determinations. In performing their reviews, the various reviewing bodies may call upon the Member for an interview. However, the Member shall not have a right to such an interview. There shall be no right of hearing and appeal regarding the findings and recommendations of either the initial review or the Credentials Committee.

**E. Review of Information**

The Member shall submit the application for reappointment to the Hospital's Medical Affairs Office. The application shall not be considered complete until (i) all additional information has been provided; (ii) verification of the information is complete; (iii) information has been obtained from the National Practitioner

Data Bank and the IDFP; and (iv) information from Third Parties has been received.

Hospital Representatives will verify current medical licensure, narcotics permits, IDFP and National Practitioner Data Bank information for each Member requesting reappointment. A Member's fully completed application for reappointment shall then be forwarded to the Department Chairperson for review and recommendation. If a Department Chairperson is the applicant for reappointment, the Chief Medical Officer shall conduct the initial review and make a recommendation.

After this initial review, the application and the initial reviewer's recommendation is forwarded to the Credentials Committee for review. The Credentials Committee shall review the application and recommendation and submit them, as well as its recommendation, to the Medical Executive Committee.

At the next regular meeting of the Medical Executive Committee following receipt of the application and recommendations, the Medical Executive Committee shall consider the application and recommendations. The Medical Executive Committee may defer action on an application in order to obtain needed additional information. Any such deferral shall state the reasons therefore, shall set a time limit in which a subsequent recommendation shall be made, and may include a directive as to what type of additional information is needed to clarify issues which are in doubt.

The Medical Executive Committee shall review the application and recommendations and shall vote upon its recommendation.

If the Medical Executive Committee recommends that the Member's application for reappointment and any increase in clinical privileges be granted, the Chief Operating Officer shall transmit the application and the findings and recommendations of the various Departments and committees which shall make its recommendation to the Board of Commissioners.

If the recommendation of the Medical Executive Committee is that the Member's application for reappointment should be denied, the Chief Medical Officer shall notify the Member, in writing, of this recommendation and the reasons therefore and inform the Member of the right to request, in writing, a hearing in accordance with Article 7 of these Bylaws within 30 days of receipt of the notice. Such notice shall be sent as provided in Section 18.04 (b), Special Notice.

For purposes of determining whether to request a hearing, the Member shall be on notice that this hearing and the post-hearing processes represent his or her opportunity to present relevant information related to that adverse recommendation and to appeal that adverse recommendation.

**F. Board of Commissioners**

At the next regularly scheduled meeting of the Board of Commissioners, the findings and recommendations of the various committees and Departments shall be placed before the Board for its review and consideration in determining whether or not to reappoint the Member.



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If the Joint Conference Committee acting upon the recommendation of the Medical Executive Committee recommends that the Member's application for reappointment and any requested increase in clinical privileges be granted, the Board of Commissioners may, at its sole discretion, extend such reappointment and any increase in clinical privileges which have been recommended. In arriving at its determination, the Board may seek additional information from the various Departments and committees which have considered the application. If the Board grants the application for reappointment, the Chief Medical Officer shall notify the

Member of his or her reappointment. Such notice shall include:

- (1) the staff category to which the Member is reappointed;
- (2) the Department and division to which he or she is reappointed;
- (3) the clinical privileges he or she may exercise; and
- (4) any special conditions to the reappointment.

If after a consideration of the recommendations of the various reviewing bodies, the Board denies the application for reappointment or increase in clinical privileges, the Chief Operating Officer shall notify the Member, in writing, of this denial and reasons therefore and shall also, in those instances in which the Member has a right to a hearing, inform the Member of the right to request, in writing, a hearing in accordance with Article 7 of these Bylaws within 30 days of receipt of the notice. Such notice shall be sent as provided in Section 18.04 (b), Special Notice.

A Member shall have a right to a hearing upon an action of the Board regarding reappointment or clinical privileges only if the Board votes to deny a request for reappointment or clinical privileges notwithstanding the Medical Executive Committee's recommendation in favor of reappointment or clinical privileges.

The fact that the Medical Executive Committee or the Joint Conference Committee has recommended that the Member's application for reappointment or any increase in clinical privileges be granted shall not entitle the Member to reappointment or to any increase in clinical privileges.

### **G. Administrative Closure**

If a member of the Medical Staff fails to comply with Item C (5) Section 4.06, the Chairperson of the Department may recommend through the Credentials Committee an administrative closure of the appointment.

### **4.07 Expedited Initial Appointment and Reappointment**

**a.** If an Applicant or Member qualifies for an expedited initial appointment or expedited reappointment in accordance with the standards in (b) below, the Executive Medical Staff Committee shall have the discretion to bypass the Joint Conference Committee and forward its recommendation directly to the Board for the final decision on the application for initial appointment or reappointment.

**b.** An Applicant or Member qualifies for an expedited initial appointment or expedited reappointment if the following standards are met:

- (i) The Applicant or Member has submitted a completed application that contains all of the required forms, documents and information and the Credentialing Verification Office has completed all verification procedures;



The Department Chair of the Department to which the Applicant or Member will be or is appointed, the Credentials Committee and the Medical Executive Committee recommends that the application for initial appointment or reappointment be approved without any limitations;

The Applicant or Member has not been the subject of any action by any licensing or regulatory agency of this or any other State or Federal agency against his or her license(s) to practice, license(s) or permit(s) to prescribe controlled substances or ability to participate in Medicaid, Medicare or any other Federal, State or third party sponsored payment program;

The Application or Member has not been subject to any corrective or disciplinary action proceeding at the Hospital or any other health care facility; and

No final adverse judgment or settlement relating to professional activities or performance has been entered with respect to the Applicant or Member in a professional liability action.

c. Notice of the Board's action for expedited initial appointment shall be given to the Applicant as set forth in Section 1 (c) (viii), Notice of Final Decision, of this Article.

d. Notice of the Boards action approving an application for expedited reappointment shall be given to the Member as set forth in Section 2 (d) (xii), Notice of Final Decision, of this Article. If the Board recommends that an application for expedited reappointment be denied, the procedures set forth in Article VIII, Hearing and Appeal Procedures shall be followed.

e. Notwithstanding that an Applicant or Member meets the standards for expedited initial appointment or reappointment under this Section, either the Department Chair, the Credentialing Committee, the Executive Medical Staff Committee, the President, the Chief Medical Officer, the Chief Operating Officer, the Bureau Chief, or the Board may require that an application for initial appointment or reappointment be processed as set forth in Section 1, Application for Initial Appointment, or Section, Application for Reappointment, of this Article.

#### 4.078 Leave of Absence

A Member, other than a Temporary or Provisional Member, may request a voluntary leave of absence from the Medical Staff by submitting a written request to the Chairperson of the Department to which he or she is assigned and to the Chief Medical Officer. The request must state the reason for the leave and the exact dates for which leave is requested. If the Department Chairperson and the Chief Medical Officer approve the request, the Chairperson shall promptly notify the Chief Medical Officer, the Chief Operating Officer, the President of the Medical Staff, the Medical Executive Committee, and the Medical Staff Office of the exact dates during which the Member shall be on leave. A Member's leave of absence may not exceed one (1) year. During the period of the leave, the Member shall be excused from all staff duties and shall not exercise any staff or clinical privileges. An approved leave of absence from the Medical Staff shall not extend a Member's term of appointment.

### **ARTICLE 5: CATEGORIES OF THE MEDICAL STAFF**

#### **5.01 Categories**

The Medical Staff shall include the following membership categories: Active, Associate Active, Consulting, Provisional, Temporary, Affiliate, Voluntary, Ancillary and Emeritus. All successful Applicants to the Medical Staff will be assigned to a membership category. Unless otherwise indicated, members of any of the following categories shall be obligated to pay dues in order to maintain their medical staff membership. Further, unless otherwise indicated, all references in this Article to eligibility to vote, hold elective office or serve on committees shall refer to the meetings, offices or committees of the Medical Staff.

**5.02    Active**

The Active category of the Medical Staff shall consist of Members who are in good standing, are board certified or board eligible or are otherwise qualified as stipulated by the Rules and Regulations of each Department in the relevant specialty area and meet the following criteria: regularly admit and attend in the Hospital or regularly provide services related to the Hospital and: (1) regularly care for patients in the Hospital's outpatient system; or (2) regularly provide teaching to the Residents and/or Staff at the Hospital; or (3) remain active in the Department and committee work of the Hospital's Medical Staff.

Members of the Active category of the Medical Staff shall be eligible to vote, hold elective office, and/or serve as committee Chairperson(s).

**5.03    Associate Active**

The Associate Active category of the Medical Staff shall consist of practitioners who meet the criteria set forth above with respect to Active staff membership except that they do not regularly admit and attend patients in the hospital or regularly provide services related to the hospital and do not fall within any of the other categories described in this Article. Associate Active Staff members shall attend meetings of the Medical Staff and the Department to which he or she is assigned as specified by Departmental Rules and Regulations as a condition of maintaining Associate Active Staff status. Members of the Associate Active category may admit and attend their patients in the Hospital only to the extent expressly permitted by Hospital policy.

A member of the Associate Active Staff shall not be eligible to vote, hold elective office or serve as committees, chairperson.

**5.04    Consulting**

The Consulting category of the Medical Staff shall consist of practitioners of recognized professional ability who provide services at the Hospital in an area of practice which is unusual or specialized and not regularly required at the Hospital. The members of the Consulting category of the Medical Staff shall render their services in the care of patients or education of staff when requested. The members of the Consulting category of the Medical Staff must be members in good standing of the Medical Staff of another Illinois licensed hospital, although exceptions to this requirement may be made by the Medical Executive Committee for good cause.

Members of the Consulting category of the Medical Staff shall not be eligible to vote, hold elective office or serve as committee Chairperson(s).

**5.05    Provisional**

The Provisional category of the Medical Staff shall consist of Members in good standing during the first six (6) months of their initial term anticipating assignment to the Active, Associate Active or Consulting category, or any extensions thereto pursuant to these Bylaws, and who shall have the same responsibilities and shall fulfill the same criteria as members of the category of the Medical Staff to which the Member may be elevated upon successful completion of the provisional period, which criteria shall be as set forth in this Article. A member of the Provisional Staff shall be eligible to make motions and vote at meetings of the Department to which he or she is assigned, but shall not be eligible to vote, hold elective office, or to serve as committee Chairperson(s), unless the Member has been appointed as a Department Division Chair..

**5.06 Affiliate**

The Affiliate Staff category of the medical staff shall consist of practitioners qualified for staff membership who are members in good standing of the medical staff of another Hospital operated by the County of Cook or practitioners who regularly care for patients in the Bureau's outpatient system and who are requested by the Bureau Chief or designee to provide service at the Hospital on a limited or occasional basis. A member of the affiliate category shall not be required to pay dues, and shall not be eligible to vote, hold elective office or serve as committee chairperson.

**5.07 Special Provisions Applicable to Members of Affiliate Category**

In the event that an Affiliate member's, Active or Attending Medical Staff membership at another hospital within the Bureau expires, is terminated, is suspended, or is restricted in any manner, the Affiliate membership at Provident Hospital of Cook County shall also expire, be terminated, restricted or suspended for a like period of time. The Chief Medical Officer shall promptly notify the Affiliate member of this action. Such notification shall be in writing. In this event, the member shall have no right to a hearing or appeal of the expiration, termination or suspension of the Affiliate membership under these Bylaws.

In the event that the Affiliate member's clinical privileges at another hospital within the Bureau are in any manner revoked, suspended, restricted or reduced, any equivalent Affiliate privileges at Provident Hospital of Cook County shall be revoked, suspended, restricted or reduced in the same manner for a like period of time. The Chief Medical Officer shall promptly notify the Affiliate member of this action. Such notification shall be in writing. In this event, the member shall have no right to a hearing or appeal of the revocation, suspension, restriction or reduction of the Affiliate member's privileges under these Bylaws.

Nothing herein shall prohibit the imposition of corrective action with regard to the Medical Staff membership or clinical privileges of an Affiliate member of the Medical Staff. In the event the Affiliate member's Medical Staff membership at Provident Hospital of Cook County is terminated or suspended or his or her clinical privileges are revoked, suspended, restricted or reduced, the Chief Medical Officer shall promptly notify in writing the Chief Medical Officers of any other hospital within the Bureau where the Affiliate member holds Medical Staff membership. Such notification shall include the terms and nature of the corrective action.

Nothing herein shall prohibit a Medical Staff member who is in the Active category or Attending Staff category at another hospital within the Bureau from being appointed to any other category of membership on the Medical Staff pursuant to the procedures set forth in these Bylaws.

**5.08 Voluntary**

The Voluntary category of the Medical Staff shall consist of medical allopathic physicians, osteopathic physicians, dentists or podiatrists practitioners who shall be appointed to the Voluntary category of the Medical Staff as approved by the Credentials Committee, Medical Staff Executive Committee, Chief Medical Officer and Chief Operating Officer, provide services or participate in Hospital or Departmental activities as requested by the Department Chairperson without compensation. Members of the Voluntary category shall not be required to pay dues and shall not be eligible to vote, hold elective office or serve as committee chairperson(s).

**5.09 Ancillary**

The Ancillary category of the Medical Staff shall consist of Members who will provide clinical support to Medical Staff Departments under the general authority of the Department Chairperson. Members of the Ancillary category of the Medical Staff shall not be required to pay dues or attend medical staff meeting and shall not be eligible to vote, hold elective office or serve on committees.

**5.10 Emeritus**

The Emeritus category of the Medical Staff shall consist of practitioners who shall be appointed to the Emeritus category either by virtue of achieving emeritus status by retirement in good standing, or as an act of recognition or honor by the Medical Staff for outstanding reputation or accomplishment. Members of the Emeritus category shall not be required to pay dues and shall have no assigned duties, shall not admit patients or be granted clinical privileges, and shall not vote, hold elective office or serve on committees.

**5.11 Changes in Medical Staff Category**

An Member (other than a provisional Member) who desires to be assigned to another category of the Medical Staff shall make a written request for such a change to the appropriate Department Chairperson for recommendation at the time he or she applies for reappointment to the Medical Staff or at any other time upon special written application. The request and the recommendation of the Department Chairperson will then be forwarded to the Chief Medical Officer for decision based on the Member's satisfaction of the criteria as outlined in this Article, subject to the approval of the Credentials Committee.

In addition, the Chief Medical Officer may notify the Member, at the time of transmittal to the Member of an application for reappointment, that his or her Medical Staff category shall be administratively changed with respect to any new term of appointment because the Member no longer meets the criteria associated with the category occupied during the current term of appointment. The Chief Medical Officer shall obtain approval from the Credentials Committee in advance of providing such notification. If, notwithstanding such administrative change, the Member applies for reappointment to the same category occupied prior to the application for reappointment, the recommendations of the Chief Medical Officer and the Credentials Committee against the Member's request for continued assignment to the relevant medical staff category shall be processed with the application for reappointment in accordance with the procedures set forth in Article 4, Section 4.04, Procedures for Appointment.

An evaluation of the requested change in Medical Staff category shall be based on the Member's satisfaction of the criteria with respect to each category of Medical Staff membership set forth in this Article. If the Member's request for a change in medical staff category is denied the Member shall have the right to request a hearing in regard to the denial pursuant to Article 7, Hearing Procedures.

**ARTICLE 6: CORRECTIVE ACTION PROCESS**

**6.01 Initiation of Corrective Action Process**

(a) Corrective action may be initiated against any Member who engages in, makes, or exhibits acts, statements, demeanor or professional conduct either within or outside the Hospital which is, or is reasonably likely to be, detrimental to patient safety or to the delivery of quality patient care, or is below the standards and aims of the Hospital and the Medical Staff, or is disruptive to the operation of the Hospital, or would impair the community's confidence in the Hospital, or is in violation of the Hospital's Corporate Bylaws, the Policies and Procedures, these Bylaws, the Rules and Regulations or any Departmental rules, policies or procedures. The procedures specified herein shall not preclude the Hospital, through its Chief Operating Officer or Chief Medical Officer, from taking any direct action or utilizing other methods for dealing with disruptive or other conduct which action does not adversely affect Clinical Privileges or Membership.



(b) It shall be the duty of any Member, the Chief Operating Officer, the Chief of the Bureau of Health Services, or the Board of Commissioners or any member thereof, to make a prompt written report of activities or conduct of the type described in paragraph (a), immediately above. This written report shall be submitted to either the Chief Medical Officer or the Chief Operating Officer, either of whom shall determine whether the nature of the report is such that it requires an investigation. The Chief Medical Officer shall assign the investigation to an ad hoc committee composed of at least three individuals, two of whom must be medical staff members. This ad hoc committee shall be known as the Peer Review Committee.

**6.02 The Peer Review Committee**

(a) The Peer Review Committee shall conduct its investigation within a reasonable time period which, except in unusual circumstances, shall not exceed thirty (30) days. Prior to formulating its report, the Peer Review Committee may have access to documents, medical records, the initiator of the investigation, individuals with knowledge of the alleged conduct and any other sources which would assist in the fact-finding process. The Peer Review Committee's investigation shall not be limited to the specific activities or conduct reported to it when its investigation reasonably discloses the need for a more comprehensive investigation in order to formulate its report. The Member against whom corrective action is being considered shall appear before the Peer Review Committee prior to the Committee's formulation of its report. At this appearance, the Member shall be informed of the general nature of the charges against him or her and shall be invited to discuss, explain, or refute them. This appearance shall not constitute a hearing, shall be preliminary in nature, and none of the procedural rules provided in these Bylaws with respect to hearings or in the Hearing Procedure shall apply thereto. A summary of the discussion at this appearance shall be made by the Peer Review Committee and shall be included with its report. Upon the completion of the investigation, the Peer Review Committee shall issue its report to the Chief Operating Officer, the Chief Medical Officer and the Department Chairperson as well as to the Member. The report shall contain the recommendation(s) of the Peer Review Committee and shall include a summary of the Peer Review Committee's investigation and finding(s). If corrective action is recommended, the recommendation(s) shall be supported by reference to the activities or conduct which constitute the grounds for the recommendation(s). This report may be offered by any party to the Ad Hoc Hearing Committee pursuant to the Hearing Procedure.

(b) The report of the Peer Review Committee shall recommend one or more of the following:

- (1) No corrective action is warranted;
- (2) A letter of warning, admonition or reprimand be issued to the Member;
- (3) The matter be resolved through the establishment of a consultant or supervisory relationship with the Member (such recommendation to include the person or persons responsible for consultation with or supervision of the Member), provided that no preauthorization is required prior to the exercise of Clinical Privileges, or to impose remedial measures which may include, but need not be limited to, training, education or counseling;
- (4) Restoration of clinical privileges, where permissible, following a suspension pursuant to Section 6.04, Summary Suspension of Privileges, of this Article;
- (5) The Member be placed on probation (such recommendation to include the length and conditions of probation);

- (6) A reduction, restriction, or revocation of the Member's clinical privileges;
  - (7) A suspension of clinical privileges, granting credit for the any period of time during which the Member was summarily suspended ;or
  - (8) Termination of the Member's Membership.
- (c) The Chief Medical Officer shall forward the report of the Peer Review Committee to the Medical Executive Committee for consideration at its next available meeting. If the Medical Executive Committee recommends any of the actions set forth in paragraph (b), subparagraphs (2) and (3), immediately above, the Chief Medical Officer shall refer the matter to the applicable Department Chairperson for implementation. If the Medical Executive Committee recommends any of the corrective actions set forth in paragraph (b), subparagraphs, (5), (6), (7) or (8), immediately above, or any combination thereof, the Chief Medical Officer shall notify the Member that he or she is entitled to the procedural rights set forth in the Hearing Procedure before final action is taken by the Board of Commissioners. Such notice shall be as provided in Section 18.04 (b), Special Notice.

#### **6.03    Board Authority**

The procedures specified herein shall not preclude the Board of Commissioners from taking any direct action or utilizing other methods for dealing with disruptive or other conduct which action does not adversely affect Clinical Privileges or membership.

#### **6.04    Summary Suspension**

(a) Whenever there are reasonable grounds to believe that the conduct or clinical activities or competence of an Member may pose a threat to the life, health or safety of patients, employees, or other persons present at the Hospital and where failure to take prompt action may result in danger to the life, health or safety of any such person, the Board of Commissioners shall have the authority to summarily suspend any or all of the Clinical Privileges of such Member . In addition, the Chief Operating Officer, in consultation with the Chief Medical Officer and with the concurrence of the Chief of the Cook County Bureau of Health Services, shall also have the authority to summarily suspend any or all of the Clinical Privileges of such Member. Such summary suspension shall become effective immediately upon imposition and thereafter, the Chief Operating Officer shall promptly give notice of the suspension to the Member. Such notice shall be given as provided in Section 18.04 (b), Special Notice. The Chief Operating Officer shall immediately refer the matter of the summary suspension to an Peer\_Review Committee pursuant to Section 6.01(b) of this Article, Duty to Report, and the summary suspension shall remain in full force and effect unless lifted by the person(s) who imposed it or unless privileges are restored by the Medical Executive Committee after consideration of an Peer\_Review Committee preliminary recommendation as described in this Section 6.04. In the event the person(s) who imposed the summary suspension lift the summary suspension, the Peer Review Committee shall continue its investigation of the matter which gave rise to the summary suspension but shall no longer be required to complete a preliminary investigation within seven (7) business days as set forth in paragraph (b) of this Section 6.04, Summary Suspension. For purposes of these Bylaws, Asummary suspension" shall refer to a prophylactic measure pending a complete investigation and shall not be construed as a corrective or adverse action. "Summary suspension" shall not constitute a suspension of clinical privileges as provided for in paragraph (b) of Section 6.02, The Peer Review Committee.



(b) Upon receipt of a report, the Peer Review Committee shall initiate its investigation in accordance with the procedure established in Section 6.02 of this Article. However, in the case of a summary suspension, the Peer Review Committee shall also, within seven (7) business days of receipt of the written notice of the summary suspension, conduct a preliminary investigation and transmit a written recommendation to the Medical Executive Committee stating whether the Member's Clinical Privileges should be restored or should remain summarily suspended pending the completion of the Peer Review Committee's investigation. Irrespective of its recommendation to the Medical Executive Committee regarding the summary suspension of clinical privileges, the Peer Review Committee shall continue its investigation until it is completed.

(c) If the Medical Executive Committee votes to restore all or any portion of the Clinical Privileges and if the person(s) who imposed the summary suspension concurs, or if the person(s) who imposed the summary suspension lift the summary suspension, such restoration shall take immediate effect without prejudice to the other proceedings pursuant to this Article or to Article 6.

#### **6.05 Disqualification**

A Member who is the subject of a proceeding under this Article shall not be entitled to be present, take part in deliberations, or vote when any committee or body of which he or she is a member is acting in furtherance of such proceeding.

#### **6.06 Suspension of Clinical Privileges**

All clinical privileges, may be suspended by the Chief Medical Officer or President of the Medical Staff upon the occurrence of any of the following events:

(1) The Member's license to practice is suspended or restricted, or a condition of any sort is placed upon such license; or

(2) The Member's license or right to prescribe or administer any controlled substances is revoked, suspended or restricted in any manner.

#### **6.07 Administrative Suspension**

The President or the Chief Medical Officer may administratively suspend a Member's clinical privileges for the following reasons:

##### **(1) Failure to Attend Mandatory Meeting(s)**

The unexcused failure or a Member to attend a mandatory meeting(s) pursuant to Article XV, Section 8(b), Failure to Fulfill Annual Attendance Requirements.

##### **(2) Incomplete Medical Records**

The unexcused failure of a Member to complete medical records within fifteen (15) days after written notice from the Chief Medical Officer delivered as set forth in Section 8, Notice to Member, of this Article. This provision shall not preclude the imposition of summary suspension pursuant to Section 4 Summary Suspension of Clinical Privileges, of the Article for Failure to complete medical records, where appropriate.

**6.08 Lifting of the Administrative Suspension**

The individual who imposed the administrative suspension pursuant to this Section may determine when it will be lifted and notify the Member of such action.

**6.09 Automatic Termination**

(a) A Member's Membership, as well as all clinical privileges, shall be automatically terminated upon the occurrence of any of the following events:

- (1) The Member loses his or her license to practice his or her profession
- (2) The termination or expiration of the contract for the provision of services between the County and another institution, entity or person pursuant to which the Member provides physician services at the Hospital; or
- (3) The termination or expiration of the contractual or employment relationship between the Member and the institution, entity or person with which the County has contracted for the provision of physician services; or
- (4) A substantial modification of the contractual or employment relationship between the Member and the institution, entity or person with which the County has contracted for the provision of physician services, which modification substantially alters either the Member's availability or ability to perform required responsibilities at the Hospital.
- (5) The expiration or termination of a contract, including a written employment contract, between the Member and the County.
- (6) The inability or failure of the Member to secure, or to maintain, professional liability insurance as required by a contract to which the County is a party or as otherwise required by the Hospital.
- (7) Failure, without good cause, to return a completed, signed application for reappointment to the Chief Medical Officer at least thirty (30) days prior to the expiration of a Member's current period of appointment.
- (8) A Member's exclusion from participation in any program under federal law including any program under Titles XVIII, XIX, XX or XXI of the Social Security Act.

(b) Except for 60.7(a)(1), The Chief Medical Officer may, for good cause, waive the automatic termination provisions of this Section 6.06, Automatic Termination, and may notify a Member in writing that his or her Medical Staff appointment and Clinical Privileges shall not terminate automatically but shall continue for its natural term or, if the Chief Medical Officer has extended to the Member a grant of interim clinical privileges as provided for in paragraph E of Section 4.05, Lapse in Privileges: Interim Clinical Privileges, for a specified period. This waiver shall be permitted for Members who are in the Active Category of the Medical Staff and who have notified the Chief Medical Officer of circumstances under which the Chief Medical Officer and the Chief Operating Officer agree the Member shall be permitted to continue to provide regular care to patients of the Hospital.

**ARTICLE 7: HEARING PROCEDURES**

**7.01 Right to a Hearing**

Any Member who is adversely affected by any of the following recommendations or actions, shall be entitled to a hearing:

- (a) Denial of reappointment to the Medical Staff;
- (b) Termination from the Medical Staff, except where the termination is pursuant to Section 6.06, Automatic Termination;
- (c) Any suspension from the Medical Staff other than a summary suspension;
- (d) Denial of advancement from the Provisional to Active category of the Medical Staff;
- (e) Denial of a change in clinical privileges, except where the Member is requesting clinical privileges in a Department, subspecialty or service which has determined that it does not require the service which would be reflected by the additional privileges sought;
- (f) Suspension, other than summary suspension, restriction or revocation of or failure to renew clinical privileges;
- (g) A period of probation; or
- (h) Any other recommendation or action adversely affecting any Member other than a recommendation or action listed in Article 7, Section 7.02, Actions Not Giving Rise to Right to Hearing.

In the case of corrective action matters, a Member shall have a right to a hearing upon an action of the Board only where the Board votes to impose a more severe action than was recommended by the Medical Executive Committee and where the Member waived his or her right to a hearing, if any, at the time of the Medical Executive Committee's recommendation as set forth in Article 6, Section 6.02 of these Bylaws. In the case of matters other than corrective action, a Member shall have a right to a hearing upon an action of the Board only where the Board denies an application for reappointment or a change in clinical privileges notwithstanding the Medical Executive Committee's recommendation in favor thereof and the Member waived his right to a hearing, if any, at the time of the Medical Executive Committee's recommendation.

**7.02 Actions Not Giving Rise to Right to a Hearing**

The following recommendations or actions with respect to a Member which do not give rise to a right to a hearing include but are not necessarily limited to:

- (a) The denial or revocation of interim or temporary privileges under Article 4, Section 4.05, Delineation of Clinical Privileges, Subsections (C) and (D), of these Bylaws;
- (b) Automatic termination under Article 6, Section 6.06, Automatic Termination, of these Bylaws except as provided in Section 7.01(b);

- (c) The imposition of supervision on a Member which does not require preauthorization prior to the exercise of Clinical Privileges;
- (d) The issuance of a letter of warning, admonition or reprimand;
- (e) Additional training, education or counseling;
- (f) Any recommendation or action not adversely affecting any Appointee

**7.03    When Recommendation or Action Deemed Adverse**

No adverse recommendation or action shall be deemed to have been made or taken in the following circumstances: (i) an informal investigation into any matter; (ii) the appointment of and investigation by a Peer Review Committee; or (iii) a request to an Member to appear at an informal interview or conference before the Medical Executive Committee, the Credentials Committee, any Department Chairperson, the Chief Medical Officer, the Peer Review Committee, the Chief Operating Officer, the Chief of the Cook County Bureau of Health Services, the Board of Commissioners or any other Professional Review Body in connection with any investigation prior to a recommendation or action.

**7.04A   When The Right To A Hearing Arises**

A recommendation or action shall give rise to the right to a hearing at the earliest of the following times, but not at any time prior thereto: (i) when the recommendation has been made by the Medical Executive Committee (except when voting whether to restore clinical privileges after summary suspension) or, (ii) when the Board of Commissioners has taken action .

**7.04    Notification of Adverse Action**

If any recommendation or action which gives rise to a hearing right under Article 7, Section 7.01, Right to a Hearing, of this Hearing Procedure is made or taken, the Chief Operating Officer shall be responsible for giving prompt written notice of the adverse recommendation or action to the Member. Such notice shall:

- (a) state the adverse recommendation or action which has been made or taken ;
- (b) include a statement of the reasons for the adverse recommendation or action;
- (c) inform the Member of his or her right to request a hearing under Article 7, Section 7.05, Request for Hearing, of these Bylaws;
- (d) inform the Member that a hearing must be requested within fifteen (15) days from receipt of such notice;
- (e) state that, upon receipt of his or her request for a hearing, the Member will be notified of the date, time and place of the hearing, which date shall be not less than fifteen (15) days after the date of the notice;
- (f) include a copy of Article 7 of these Bylaws; and

(g) state that failure to request a hearing within the time stated and in a proper manner constitutes a waiver of his or her right to a hearing and to an appellate review on the matter that is the subject of the notice.

Such notice shall be given as provided in Section 18.04 (b), Special Notice.

**7.05 Request for Hearing**

A Member's request for a hearing must be made in writing and either delivered personally or sent by certified mail, return receipt requested, to the Chief Operating Officer within fifteen (15) days of the Member's receipt of written notice of the adverse recommendation or action which gives rise to the right to a hearing.. By requesting a hearing, a Member confirms and agrees to be bound by the provisions of these Bylaws regarding immunities, releases from liability and confidentiality.

**7.06 Right to One Hearing and Appellate Review**

Notwithstanding any other provision of these Bylaws to the contrary, no Member shall be entitled as a matter of right to more than one hearing and one appellate review on any matter for which there is a hearing right. Adverse recommendations or actions on more than one matter may be consolidated and considered together or separately as the Chief Operating Officer and the Chief Medical Officer shall designate jointly in their sole discretion. The opportunity of the Member to submit one written statement in support of or in objection to the report of the Hearing Committee for the consideration of bodies which consider the Hearing Committee's report shall constitute the Member's request for appellate review of any adverse recommendation of the Hearing Committee.

**7.07 Waiver by Failure to Request a Hearing**

The failure of a Member to request a hearing to which he or she is entitled shall be deemed a waiver of the right to such hearing and to any appellate review. The effect of the waiver is as follows:

- (a) in the case of an adverse action by the Board of Commissioners, the action shall become effective as its final decision; and
- (b) in the case of an adverse recommendation by the Medical Executive Committee, the recommendation shall become effective pending final action by the Board of Commissioners

**7.08 Notice of Hearing**

If a Member requests a hearing within the fifteen (15) day period specified in Section 7.05, Request for Hearing, of these Bylaws, a Hearing Committee shall be appointed and the Chief Operating Officer shall select a hearing date and shall give the Member written notice which shall:

- (a) specify the date, time, and place of the hearing, which date shall be not less than thirty (30) days, nor more than forty-five (45) days after the date of this notice hearing;
- (b) list the members of the Hearing Committee;
- (c) list the witnesses (if any) expected to testify and the exhibits (if any) expected to be introduced at the hearing in support of the adverse recommendation or action;
- (x) Inform the Member that either party may serve a request for documents on the other party which are directly relevant to the conduct of the Member;

(d) inform the Member that he or she has the duty to advise the Chief Operating Officer within seven (7) days of receipt of the notice of hearing as to whether he or she will be represented by counsel at the hearing;

(e) inform the Member that he or she has the duty to advise the Chief Operating Officer within seven (7) days of receipt of the notice of hearing if he or she believes that any voting member of the Hearing Committee do not meet the criteria for appointment to the Hearing Committee set forth in Article 7, Section 7.09, Membership of Hearing Committee, of these Bylaws;

(f) inform the Member that he or she will be required to provide a list of witnesses expected to testify on his or her behalf and a list of exhibits no later than ten (10) days before the first hearing session at which testimony will be taken; and

(g) state that the either party reserves the right to amend its list of exhibits and witnesses, and that, if amended, will promptly notify the other party and the Chair of the Hearing Committee of any such amendment. Such notice shall be deemed to have been duly given if given as provided in Section 18.04 (b), Special Notice.

#### **7.09 Membership of Hearing Committee**

The Chief Operating Officer and the Chief Medical Officer shall jointly appoint the Hearing Committee which shall consist of at least five (5) Members. The Chief Operating Officer and the Chief Medical Officer shall serve as a non-voting ex- officio member of the Ad Hoc Hearing Committee, shall be available for consultation and shall have the right to be heard throughout the hearing process. The Hearing Committee shall have no voting members (i) who actively participated in initiating or investigating the underlying matter at issue; or (ii) who had or shared responsibility for the adverse recommendation or action.

If the Member for whom the hearing has been scheduled advises the Chief Operating Officer within the seven (7) day period provided in Article 7, Section 7.08, Notice of Hearing, of these Bylaws that he or she believes a Member of the Hearing Committee does not meet the criteria of the previous paragraph, the Chief Operating Officer and the Chief Medical Officer may appoint a substitute to serve on the Hearing Committee. Failure of a Member to so advise the Chief Operating Officer shall be deemed a waiver of any objection to the membership of the Hearing Committee. If the Chief Operating Officer determines that the criteria for membership on the Hearing Committee as set forth above cannot be met by five (5) Medical Staff members, the Chief Operating Officer shall appoint an Hearing Committee consisting of three (3) Members.

In the event that one of the Hearing Committee members is unable to continue serving on the Committee and one of the parties objects to proceeding with fewer than the original number of members, the Chief Operating Officer and the Chief Medical Officer shall jointly appoint a replacement member. In this event, the transcripts and any documentary evidence from previous hearing sessions shall be made available to the replacement member who shall have an opportunity to review these documents prior to the Hearing Committee issuing its report.

#### **7.10 Quorum and Manner of Action**

The presence of at least fifty percent (50%) of the voting members of the Hearing Committee shall constitute a quorum for purposes of each session of the Hearing Committee, except that in the case of a three (3) member committee, all three members must be present. Except for procedural or evidentiary rulings by the Chair during a session, any action taken by the Hearing Committee shall be by a majority of the voting members.



**7.11 Conduct of Hearing**

**A. Presence of Member**

The personal presence of the Member for whom the hearing has been scheduled shall be required. If the Member who requested the hearing does not testify on his or her own behalf, he or she may be called and examined as if under cross-examination. Any Member who fails without good cause to appear and proceed at such hearing shall be deemed to have waived his or her right to a hearing, with the same effect as set forth in Article 7, Section 7.07, Waiver by Failure to Request a Hearing, of these Bylaws.

**B. Representation**

The Member who requested the hearing shall be entitled to be represented at the hearing by another Member in good standing, by a member of his or her local professional society, by an attorney, or by any other person of his or her choice. The Chief Operating Officer, shall appoint a representative for the Medical Executive Committee to present the facts in support of the adverse recommendation or action, and/or to examine witnesses. The President of the Board shall appoint a representative for the Board to present the facts in support of the adverse recommendation or action, and/or to examine witnesses. The President may delegate to the Chief Operating Officer the power to appoint the Board's representative. The Board or the Medical Executive Committee may be represented at the hearing by counsel. However, the Board or the Medical Executive Committee shall be represented by counsel if the Member is represented at the hearing by counsel.

**C. Rights of Participants**

The hearing before the Hearing Committee shall be held on the date set in the notice of hearing given pursuant to Article 7, Section 7.08, Notice of Hearing, of these Bylaws. However, the Member may submit a written request for an extension of time, for cause, for a reasonable period, which will be allowed at the Chief Operating Officer's discretion.

On the first date set for the hearing, the Member and his representative, if any, and the Medical Executive Committee or Board representative and attorney, if any, shall attend a prehearing conference with the Hearing Committee presided over by the Hearing Committee Chair. The hearing shall be considered to have commenced as of the date of the prehearing conference. At this conference the Hearing Committee Chair shall:

- a. preside over an exchange of documentary evidence to be presented by both parties, exclusive of rebuttal evidence, and facilitate access, where possible, to relevant information or documents;
- b. receive any stipulations by the parties;
- c. consider any motions or objections from either party; and
- d. schedule future hearing sessions.

At the hearing, each participant shall have the following rights:

- (1) To testify on his or her own behalf and to call and examine witnesses who agree to appear on his or her behalf;
- (2) To cross-examine any witness on any matter relevant to the issues;

- (3) To introduce exhibits and documents relevant to the issues; and
- (4) To rebut any evidence.

**D. Hearing Committee Chair**

The Chief Operating Officer and the Chief Medical Officer shall jointly appoint a one of the Hearing Committee members as the Chair for the Hearing Procedure. The Chair shall act as presiding officer of the Hearing Procedure to maintain decorum and to ensure that all participants in the hearing have a reasonable opportunity to present relevant oral and written evidence. The Chair shall be entitled to determine the order of proceeding during the hearing, to establish a schedule for the completion of the hearing, to promulgate rules and procedures not inconsistent with these Bylaws, to exclude or remove any person who is disruptive to an orderly and professional hearing, and to refuse to admit evidence which is not relevant to the subject matter of the hearing. The Chair may require that oral testimony be given upon an oath and affirmation administered by a notary public or other public official or may require that testimony be provided by affidavit due to time or witness availability constraints. Service as Chair by the member of the Hearing Committee shall not in any way prevent such member from full participation in the deliberations and actions of the Hearing Committee.

**E. Presentation of Evidence**

The hearing need not be conducted strictly according to the rules of law relating to the conduct of trials, examination of witnesses or presentation of evidence. Any relevant matter upon which responsible persons customarily rely in the conduct of serious affairs may be considered, regardless of the existence of any common law or statutory rule which might make such evidence inadmissible over objection in a civil or criminal proceeding. The Member for whom the hearing is being held shall, at or prior to the close of the hearing, be entitled to submit a written statement concerning any issue, procedure or fact and such memoranda shall become a part of the hearing record.

New or additional matters or evidence not raised or presented during the hearing and not reflected in the record shall not be permitted to be introduced after the conclusion of the hearing, except under unusual circumstances, and then only if the new or additional matters or evidence were not reasonably available at the time of the initial hearing before the Hearing Committee. Such new or additional matters or evidence must relate to the same facts and circumstances which formed the subject matter at the initial hearing before the Hearing Committee. Any party requesting consideration of such new or additional evidence shall direct such request, in writing, to the Chief Operating Officer prior to the issuance of the report of the Hearing Committee.

**F. Official Notice**

The Hearing Committee may take official notice, either before or after submission of the matter for recommendation, of any generally accepted technical or scientific matter relating to the issues under consideration and of any facts that may be judicially noticed by the courts of the State of Illinois. Parties present at the hearing shall be informed of the matters to be noticed and those matters shall be noted in the hearing record. Every party shall have the opportunity to request that a matter be officially noticed or to refute that a matter be officially noticed, by presenting written or oral authoritative evidence, provided such action is taken prior to the conclusion of the hearing in the manner specified by the Hearing Committee. Additionally, the Hearing Committee shall be entitled to consider any information presented or developed during the appointment or reappointment process.

**G. Order of Presentation; Burden of Proof**

The body which made the recommendation or took the action which is the subject of the hearing shall have the initial obligation to present evidence in support of its action or recommendation. The Member shall thereafter have the burden of proving, by clear and convincing evidence, that the adverse action or recommendation either lacks any factual basis or, if there is a factual basis, that in light of the facts, the adverse action or recommendation is arbitrary, capricious or unreasonable.

**H. Recess and Reconvention of Hearing**

The Hearing Committee may, at its discretion and without special notice, recess the hearing for a brief period of time and reconvene the same for the convenience of the participants or for the purpose of obtaining new or additional evidence or consultation. Upon conclusion of the presentation of oral and written evidence, the hearing shall be concluded and the record shall be closed. The Hearing Committee shall then conduct its deliberations outside the presence of the parties and shall make its findings, conclusions and recommendations.

**I. Timely completion of Hearing**

The Chief Medical Officer or the Chief Operating Officer shall have the authority to require the Committee to meet on a more frequent schedule and to replace one or all members of the Hearing Committee if the schedules of members of the Hearing Committee prevent the completion of a hearing within a reasonable time frame.

**7.12 Record of Hearing**

The Hearing Record shall consist of:

- a. an accurate verbatim record of all hearing sessions made by a court reporter;
- b. the Credentials Committee of Peer Review Committee Report, if any;
- c. the action or recommendation of the body which gave rise to the right to a hearing;
- d. exhibits admitted during the hearing;
- e. any written motions or statements submitted by the parties during the hearing; and
- f. the Hearing Committee's Report.

The Hospital shall bear the cost of the original transcript and each party shall bear the cost of their copy of the transcript.

**7.13 Report of the Hearing Committee; Consideration by Medical Executive Committee and Board**

Within fifteen (15) days following the conclusion of the hearing, the Hearing Committee shall issue a Report to the Medical Executive Committee and shall send a copy of such report to the Chief Operating Officer and to the Member. Such report shall set forth the Hearing Committee's findings of fact, if any, and its conclusion as to whether the Member has shown by clear and convincing evidence that the recommendation or action lacks any factual basis or that if there is a factual basis, in light of those facts, the recommendation or action is arbitrary, capricious or unreasonable. If the Hearing Committee concludes that the Member has not met his or her burden of proof, the Report shall contain the Hearing Committee's recommendation regarding the Member's application for reappointment or for corrective action.

Within thirty (30) days of its receipt of the report of the Hearing Committee, the Medical Executive Committee shall review the Report. The Medical Executive Committee may adopt all or part of the Report of the Hearing Committee; may confirm its original recommendation; or, may issue a different recommendation including the reasons therefore. In the event the Medical Executive Committee votes to take an action which would not have given rise to a hearing in the first instance, the action shall be final and shall be implemented. In all other cases, the Chief Operating Officer shall transmit the Hearing Record to the Board of Commissioners together with the Medical Executive Committee's recommendation based upon its review of the Hearing Committee's Report. At its next regular meeting, or as soon thereafter as is practicable, the Board of Commissioners shall take action on the matter. In taking action, the Board may adopt the Hearing Committee Report or adopt the findings of the Hearing Committee and the recommendation of the Medical Executive Committee or may issue its own findings, conclusion and final action. The Chief Operating Officer shall notify the Member and the Medical Executive Committee of the decision of the Board, as provided in Section 18.04 (b), Special Notice, within five (5) days after the decision is voted upon. Such notice shall indicate that, unless an appellate review of the Board's decision is requested, the decision of the Board shall be final as of the date of the Board's action.

**7.14 Request for Appellate Review; Recommendation by Joint Conference Committee**

**A. Request for Appellate Review**

Within fifteen (15) days after such party's receipt of the notice of the action of the Board, either the Member or the Medical Executive Committee, through its Chairperson, may request an appellate review of the Board's decision by an appellate review panel of the Joint Conference Committee. Requests for an appellate review must be made in writing and either delivered personally or sent by certified mail, return receipt requested, to the Chief Operating Officer. Requests for appellate review must indicate whether an opportunity to make an oral presentation to the appellate review panel is requested and must be accompanied by a written statement detailing the reasons why the party requesting the appellate review disagrees with the initial Board decision. This written statement shall be no longer than fifteen (15) pages and may address only matters in the record. A copy of the request for appellate review together with the written statement shall be sent to the other party, which may submit a written response to the Chief Operating Officer and must send a copy to the other party, within ten (10) days after receipt of the appealing parties written statement. For good cause, the Chief Operating Officer may extend the time for submitting either the written statement or response thereto. The Chief Operating Officer shall transmit all requests for appellate review, together with the written statement in support thereof and the responses and any requests for an opportunity to make an oral presentation, to the Joint Conference Committee together with the Report of the Hearing Committee and a copy of the notice of the Board's decision.

**B. No Request for Appellate Review**

If neither the Member nor the Medical Executive Committee request an appellate review pursuant to this Section 7.14, Request for Appellate Review, of these Bylaws, the decision of the Board shall be final as of the date of the Board's action.

**7.15 Appellate Review Procedure**

**A. Notice of Appellate Review; Oral Presentations**

Upon receipt of a request for appellate review concerning which an oral presentation is requested, the Chief Operating Officer shall provide the parties with written notice of the date, time and place of the oral presentation which date shall not be less than twenty (20) days from the date the receipt of the written response as set forth in Section 7.14 (A), Request for Appellate Review. If an oral presentation was requested by either party, both parties shall be permitted to make an oral presentation to the appellate review panel, which presentation may be made by counsel for a party. The Member shall attend any such oral presentations and shall respond to any questions by the appellate review panel.

**B. Scope of Review**

The appellate review shall be held solely upon the Hearing Record, including the written statements of the parties submitted pursuant to Section 7.16, Request for Appellate Review, and any oral arguments, and shall not be a hearing de novo. The sole question to be decided on appellate review shall be whether the appellate review panel should recommend that the Board reconsider its decision, in light of the Hearing Record.

**C. Appellate Review Panel**

The Joint Conference Committee shall act as the appellate review panel unless its Chairperson elects to appoint a subcommittee of the Joint Conference Committee to serve as the appellate review panel, which subcommittee shall consist of at least three voting members of the Joint Conference Committee, at least two of whom shall be Commissioners. The presence of fifty percent (50%) of the total voting membership of the appellate review panel shall constitute a Quorum for purposes of convening the appellate review panel. Any action taken by the appellate review panel shall be by a majority of the voting members.

**D. Report of Appellate Review Panel**

Within forty-five (45) days after its receipt of the request(s) for appellate review and any written statements and responses, or as soon thereafter as practicable, the appellate review panel shall complete its deliberations and submit a written report to the Board of Commissioners.

**7.16 Action by Board of Commissioners after Appellate Review**

If an appellate review is requested, the initial action of the Board of Commissioners shall not be considered final. Following its receipt of the report of the appellate review panel, the Board of Commissioners shall consider the report and take final action which shall be effective as of the date the Board takes its final action.

The Chief Operating Officer shall notify the Member of the final action of the Board of Commissioners, as provided in Section 18.04 (b), Special Notice, within five (5) days after the decision is voted upon. Such notice shall state that the Board's action is final and effective as of the date of that action and shall not be subject to any further hearing or appellate review under these Bylaws.



**ARTICLE 8: AUTHORIZATIONS - RELEASES - CONFIDENTIALITY AND IMMUNITY**

**SECTION 1. SPECIAL DEFINITIONS**

For the purposes of this Article, the following definitions shall apply:

**a. Information**

A record of proceedings, minutes, records, reports, memoranda, statements, recommendations, data and other disclosures whether in written, oral, electronic or video form relating to any of the subject matter specified in Section 5(b), Information, of this Article.

**b. Practitioner**

An Applicant, current or former Member, or current or former Non-Member Practitioner.

**c. Representative**

A member of the Board and any committee thereof; the Bureau Chief, the Chief Executive Officer; the Medical Director, the Medical Staff and any Member, Officer, Department, Division, Section or Committee thereof; and any individual authorized by any of the foregoing to perform specific information gathering or disseminating functions pursuant to these Bylaws and the Rules and Regulations.

**d. Third Parties**

Both individuals and organizations not otherwise defined in (b) or (c) above providing information to any Representative.

**SECTION 2. AUTHORIZATIONS AND CONDITIONS**

By submitting an application for initial appointment or reappointment to the Medical Staff, or exercising clinical privileges or providing specified patient care services within this Hospital, a Practitioner:

a. authorizes Representatives to solicit, provide and act upon information bearing on his or her professional ability and qualifications;

b. agrees to be bound by the provisions of this Article and to waive all legal claims against any Representative who acts in accordance with the provisions of this Article; and

c. acknowledges that the provisions of this Article are express conditions to his or her application for initial appointment or reappointment to the Medical Staff or his or her exercise of clinical privileges or provision of specified patient services at this Hospital.



### **SECTION 3. CONFIDENTIALITY OF INFORMATION**

Information with respect to any Practitioner submitted, collected or prepared by any Representative for the purpose of achieving and maintaining a desired level of patient care, reducing morbidity and mortality, or contributing to clinical research shall, to the fullest extent permitted by law, be confidential and not be disseminated to anyone other than a Representative nor used in any way except as provided herein or required by law. Such confidentiality shall also extend to information of like kind that may be provided by Third Parties. This information shall not become part of any particular patient's file or of the general Hospital records.

### **SECTION 4. IMMUNITY FROM LIABILITY**

#### **a. For Action Taken**

Member or Non-Member Practitioner agrees that he or she shall not seek to hold a Representative liable in any Federal or State administrative or judicial proceeding for damages or other relief for any action taken or statement or recommendation made within the scope of his or her duties as a Representative, if such Representative acts in good faith and without malice and in the reasonable belief that the action, statement, or recommendation is warranted.

#### **b. For Providing Information**

Member or Non-Member Practitioner agrees that he or she shall not seek to hold a Representative or Third Party liable in any Federal or State administrative or judicial proceeding for damages or other relief by reason of providing Information, including otherwise privileged or confidential information, to a Representative or to a Third Party concerning a Practitioner provided that such Representative or Third Party acts in good faith and without malice.

#### **c. Relief**

If a Member or Non-Member Practitioner files an action of any kind against a Representative or Third Party in any Federal or State administrative or judicial proceeding contrary to (a) or (b) above, such Member or Non-Member Practitioner consents to the entry of an order, or other directive appropriate to the forum in which the action was brought, of dismissal with prejudice.

### **SECTION 5. ACTIVITIES AND INFORMATION COVERED**

#### **a. Activities**

The confidentiality and immunity provided by this Article shall apply to all acts, communications, reports, recommendations, or disclosures performed or made in connection with this or any other health-related institution's or organization's activities concerning, but not limited to:

(i) an application for initial appointment or reappointment and requests for clinical privileges;

(ii) periodic appraisals for reappointment or clinical privileges;

(iii) corrective action;

(iv) hearings and appellate reviews;

(v) patient care audits;

(vi) utilization reviews and quality assurance activities;

(vii) applications for Clinical Privileges or Collaborative Clinical Privileges by Non-Member Practitioners and corrective actions relative to Non-Member Practitioners;

(viii) other Hospital or Medical Staff Committee, Department, Division or Section activities related to monitoring and maintaining the quality of patient care and appropriate professional conduct; and

(ix) Institutional Review Board or Officer of Research Integrity reviews or investigations.

**b. Information**

The acts, communications, reports, recommendations, disclosures, and other information referred to in this Article may relate to a Member's or Non-Member Practitioner's professional qualifications, clinical ability, judgment, character, physical and mental health, emotional stability, professional ethics, or any other matter that might directly or indirectly affect patient care.

**SECTION 6. RELEASES**

Each Member or Non-Member Practitioner shall, upon request of the Hospital or Medical Staff, execute general and specific releases in accordance with the tenor and import of this Article, subject to such requirements, including those of good faith, absence of malice and the exercise of a reasonable effort to ascertain truthfulness, as may be applicable under the laws of this State. Execution of such releases shall not be deemed a prerequisite to the applicability of this Article.

**SECTION 7. CUMULATIVE EFFECT**

Provisions in these Bylaws and in application forms relating to authorizations, confidentiality of information, and immunities from liability shall be in addition to other protections provided by law and not in limitation thereof.

**ARTICLE 9: MEDICAL STAFF OFFICERS**

**9.01 Officers**

The Officers of the Medical Staff shall be:

President;  
Vice-President;  
Secretary; and  
Treasurer.

**9.02    Qualifications of Officers**

All officers must be active members of the Medical Staff at the time of nomination and election and must remain members in good standing during their term of office. Failure to maintain such status shall immediately create a vacancy in the office involved.

**9.03    Election of Officers**

(a) Officers shall be elected at the annual meeting of the Medical Staff. Only active members of the Medical Staff shall be eligible to vote.

(b) Officers shall be elected from a slate of candidates offered by the Nominating Committee, which shall include one or more nominees for each office. The Nominating Committee's slate of candidates shall be posted on the Medical Staff bulletin board at least one (1) month prior to the Medical Staff meeting at which officers are elected. Not less than ten (10) days before the meeting at which officers are elected, any ten (10) members of the Active Medical Staff may file with the Medical Affairs Office a written nomination of one or more candidates for such offices together with the written consent of such candidate(s) to serve if elected. The Medical Affairs Office shall promptly post such nominations on the Medical Staff bulletin board. Nominations shall not be permitted from the floor at the Annual Meeting.

(c) Voting shall be by secret ballot cast in person at the Annual Meeting or any meeting at which officers are elected. Ballots will be counted by the any of 2 of the following: Medical Staff Officers and/or Members at Large whom are not currently on the ballot. Request for a recount by a candidate or officer must be made in writing indicating the reasons within 10 days to the outgoing Nominating Committee which must be completed within 30 days of such request. All ballots must be secured by the Chief Medical Officer in a secured location for 30 days. Election total results will be released at the meeting. The majority of all votes cast at a meeting at which a quorum is present shall be necessary for election. If no candidate receives a majority, the candidate having the least number of votes shall be eliminated and balloting shall continue in such manner until a majority is obtained.

**9.04    Term of Office**

Except as otherwise provided in these Bylaws, the term of office for all officers shall be two (2) calendar years. No Member shall be eligible to serve in the same office more than once in four years. Newly elected officers shall take office upon their election.

**9.05    Vacancies in Office**

Vacancies in an office of the Medical Staff shall be filled by the Medical Executive Committee. Such appointments shall be effective for the remainder of the term only. Notwithstanding, if the office of the President becomes vacant, the Vice President shall fill the vacancy for the remainder of the term. In the event the Medical Executive Committee, in its sole discretion, determines that an officer is unwilling or unable to perform his or her duties as an officer, the Medical Executive Committee shall have the right to remove that officer and to appoint a replacement for the remainder of the term.

**9.06 Removal from Office**

(a) Any officer who commits actions that are against the interests of the medical staff or hospital or who is grossly negligent of his/her official duties may be subject to removal. Examples of permissible bases of removal of a medical staff officer include but are not limited to the following:

1. Failure to perform the duties of the position held in a timely and appropriate manner.
2. Failure to continuously satisfy the qualifications for the position.
3. Having an automatic or summary suspension imposed.
4. Physical or mental infirmity that renders the officer incapable of fulfilling the duties of his/her office.
5. Conviction of a felony.

Any request for the removal of a Medical Staff officer, other than as set forth in Article 9, Section 9.05, Vacancies in Office, of these Bylaws must be submitted to the Medical Executive Committee by an active member of the Medical Staff, together with the signatures of at least twenty (20) active Medical Staff members in good standing to support said request. A request for the removal of a Medical Staff officer pursuant to this Section also may be submitted by at least seven (7) members of the Medical Executive Committee.

(b) The request for removal shall be reviewed by the Medical Executive Committee at its next Regular Meeting. A two-thirds (2/3) majority vote by the Medical Executive Committee in favor of removal is required before the question of removal may be placed before the active members of the Medical Staff.

(c) In the event that at least a two-thirds (2/3) majority of the Medical Executive Committee has voted in favor of removal, a vote of the active medical staff members shall be required. An officer of the Medical Staff shall be removed from office upon the vote of two-thirds (2/3) majority of those present and entitled to vote upon a motion made at any Regular Meeting of the Medical Staff or at a Special Meeting called for that purpose where a quorum is present. A quorum for removal shall be the same as the quorum for election described in Section 9.03, Election of Officers, of this Article.

(d) The Medical Staff officer in question shall not have any rights to a hearing and appeal under these Bylaws as a result of being removed from office. However, such removal shall not itself constitute a diminution of the officer's medical staff appointment or clinical privileges.

(e) The Secretary of the Medical Staff shall give written notice to the Chief Operating Officer, the Chief of the Cook County Bureau of Health Services, the Board of Commissioners and to the involved officer of the removal from office.

**9.07 Duties of Medical Staff Officers**

**A. President**

The President shall:

- (1) Act in coordination and cooperation with the Chief Operating Officer and the Chief Medical Officer in all matters of mutual concern within the Hospital;

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- (2) Call, preside at, and be responsible for the agenda of all general meetings of the Medical Staff;
- (4) Serve as the Chairperson of the Medical Executive Committee;
- (5) Be responsible for the enforcement of Medical Staff Bylaws and Rules and Regulations, for implementation of sanctions for non-compliance where these are stipulated, and for the Medical Staff's compliance with the procedural requirements in those instances where corrective action has been requested against an Member;
- (6) Appoint committee members and, except where otherwise specified, committee chairpersons to all medical staff committees;
- (7) Serve as an ex-officio member of all medical staff committees, unless otherwise provided;
- (8) Represent the views, policies, needs and grievances of the Medical Staff to the Board of Commissioners, the Chief of the Cook County Bureau of Health Services and the Chief Operating Officer;
- (9) Represent the Medical Staff, by attendance and voice, at the meetings of the Joint Conference Committee;
- (10) Serve as the responsible representative of the Medical Staff to receive, understand and interpret the policies of the County, Bureau and Hospital to the Medical Staff and to report and interpret to the Board of Commissioners, in return, on the performance and maintenance of its delegated responsibility to provide quality medical care;

**B. Vice President**

- a. In the absence of the President, the Vice President shall assume all the duties and have the authority of the President.
- b. The Vice President shall be a member of the Medical Executive Committee and shall be expected to perform such duties as may be assigned to him or her by the President.
- c. The Vice President shall also be a member of the Joint Conference Committee.

**B. Secretary**

- (1) The Secretary shall be the Secretary of the Medical Executive Committee and keep accurate and complete minutes of all Medical Staff meetings.
- (2) The Secretary shall maintain a current list of all Members and members of the Medical Executive Committee.
- (3) The Secretary shall forward minutes of the meetings of the Medical Staff to each member within 30 days following each such meeting.

Minutes of the Medical Executive Committee meetings shall be provided by the Secretary prior to the next regular meeting of the Medical Executive Committee.

(4) The Secretary shall attend to all correspondence and perform such other duties as ordinarily pertain to this office.

(5) The Secretary shall assist the Medical Staff Office in compiling, updating and maintaining a file of the reports of all standing committees of the Medical Staff.

(6) The Secretary shall be a member of and report the proceedings of the Joint Conference Committee to the next Medical Executive Committee meeting.

(7) In the absence of the President and Vice-President, the Secretary shall become the President Pro-Tempore.

**D. Treasurer**

(1) The Treasurer shall collect annual staff dues and keep accurate and complete records of collections and expenditures of these and any other funds or assessments that shall become the property of the Medical Staff.

(2) The Treasurer shall prepare and transmit a quarterly report of the staff accounts to the Medical Executive Committee and the Medical Staff.

(3) The Treasurer shall be a member of the Medical Executive Committee and of the Joint Conference Committee.

(4) In the absence of the Vice-President and the Secretary, the Treasurer shall become the President Pro-Tempore.

**ARTICLE 12: MEDICAL STAFF MEETINGS**

**12.01 Medical Staff Meetings**

**A. Annual Meeting**

The Annual Meeting of the members of the Medical Staff shall be held on the second Tuesday in January each year, at a time determined by the President of the Medical Staff. The President of the Medical Staff shall attempt to give at least one (1) month notice of the time and place of the Annual Meeting to all members of the Medical Staff. At the meeting where election of officers is to occur, the retiring officers and committees shall make such reports as may be appropriate and officers for the ensuing year shall be elected.

**B. Regular Meetings**

Quarterly meetings of the members of the Medical Staff shall be held on the second Tuesdays of January (the Annual Meeting), April, July, and October each year beginning at an hour to be determined by the President of the Medical Staff for purposes of hearing reports from the committees and Department chairpersons, analyzing the clinical work at the Hospital and transacting the general business of the Medical Staff.



**C. Special Meetings**

Special Meetings of the Medical Staff may be called at any time by the Board of Commissioners, the Chief of the Cook County Bureau of Health Services, the Chief Operating Officer, the President of the Medical Staff, the Medical Executive Committee, or not less than twenty-five percent (25%) of the active members of the Medical Staff. The business transacted in these Special Meetings shall be limited to the purpose for which the meeting is called. The notice of Special Meetings shall state the purpose for which the meeting is called and only the business for which the meeting was called will be considered.

**12.02 Notice**

With the exception of notice of the Annual Meeting of the Medical Staff, written or printed notices stating the place, date and hour of any meeting of the Medical Staff shall be delivered either personally, by intra-hospital mail or by United States mail to members of the Medical Staff not less than five (5) days nor more than forty (40) days from the date of such meeting. If sent by United States mail, a notice of a meeting shall be deemed to be delivered when deposited in the United States mail, addressed to the member at his or her address as it appears in the records of the Hospital with postage thereon prepaid. The attendance of any member of the Medical Staff at a meeting shall constitute a waiver of notice of such meeting.

**12.03 Quorum**

The presence of fifty (50%) percent of the total membership of the active members of the Medical Staff at any Annual, Regular or Special Meeting shall constitute a quorum for purposes of carrying out the business of the Medical Staff.

**12.04 Manner of Action**

The action of a majority of the Medical Staff present and eligible to vote at a meeting at which a quorum is present shall be the action of the Medical Staff unless otherwise specified in these Bylaws. There shall be no proxy voting.

**12.05 Attendance Requirements**

Each member of the Medical Staff is expected to attend at least two (2) quarterly meetings of the Medical Staff each year unless otherwise specified. The Secretary of the Medical Staff shall compile a list of members who are present, excused or absent from such meetings. A member who is compelled to be absent from any quarterly meeting shall promptly submit to the Medical Staff office, in writing, his or her reasons for such absence and request that his or her absence be excused. Failure to meet the attendance requirements of this Section may be grounds for corrective action pursuant to these Bylaws and will be reported to the Credentials Committee at the time of the reappointment of the Member.

**12.06 Meeting Agenda**

**A. Regular Meetings**

The agenda at any Regular Meeting, including the Annual Meeting, of the Medical Staff shall be:

(a) Administrative

(1) Call to order;

(2) Acceptance of the minutes of the last

Regular and of all Special Meetings;

(3) Unfinished business;

(4) Announcements

(5) New business

A. Chief Operating Officer's Report

B. Chief Medical Officer

C. President of Medical Staff

D. Treasurer's Report

E. Any special report deemed necessary by the Medical Staff President.

(b) Professional

(1) Review and analysis of the clinical work of the Hospital;

(2) Report of standing and special medical staff committees when appropriate;

(3) Discussion and recommendations for improvement of the professional work of the Hospital;

(4) Educational Program; and

(5) Adjournment

**B. Special Meetings**

The agenda at any Special Meeting of the Medical Staff shall be:

(1) Communication of reason for special meeting;

(2) Transaction of business for which the meeting was called; and

(3) Adjournment.

**ARTICLE 13: DEPARTMENTS**

**13.01 Designation of Departments**

The Departments of the Medical Staff shall include:

(a) Anesthesiology;

(b) Critical Care

- (c) Emergency Medicine;
- (d) Family Medicine;
- (e) Internal Medicine;
- (f) Obstetrics and Gynecology;
- (g) Pathology;
- (h) Pediatrics;
- (i) Radiology and;
- (j) Surgery.

### **13.02 Departments**

The Medical Staff, through the Medical Executive Committee, may forward to the Joint Conference Committee a recommendation that the Board of Commissioners establish or abolish Departments. In order to be a Department, there shall be practitioner(s) actively engaged primarily in that area available to participate in accomplishing functions assigned to the Department. The above criteria and such others as may be deemed appropriate shall be used by the Medical Executive Committee in making a recommendation whether to establish or abolish Departments. The Medical Executive Committee recommendation shall be forwarded to the Chief Operating Officer for his or her recommendation. Both recommendations shall be forwarded to the Chief of the Bureau of Health Services for consideration. If the Chief of the Bureau of Health Services recommends any action, such recommendation shall be forwarded to the Board of Commissioners for final approval. The above notwithstanding, the Board of Commissioners may, on its own initiative, propose the establishment or abolishment of a Department which proposal shall be forwarded to the Chief Operating Officer who shall refer the matter to the Medical Executive Committee for consideration and recommendation in accordance with the procedures set forth in this Section.

### **13.03 Department Procedures**

Each Department shall formulate such rules, regulations, policies and procedures as are necessary to fulfill the functions and responsibilities of the Department and Department Chairperson. These rules, regulations, policies and procedures shall be submitted to the Medical Executive Committee for review and recommendation, and forwarded to the Board of Commissioners for final approval.

### **13.04 Assignments to Departments**

The Credentials Committee shall, after consideration of the recommendation of the clinical Departments, recommend initial Department assignment for all Medical Staff members to the appropriate committees and to the Board of Commissioners, as specified in the Appointment Procedure in Article 4 of these Bylaws. For the purpose of carrying out Department responsibilities, each member of the Medical Staff shall be assigned to one Department, but may be granted clinical privileges in more than one Department. The exercise of clinical privileges within each Department shall be subject to the rules and regulations of that Department. It is the responsibility of the Department Chairperson to review the educational and training experience of the Applicant or Member who is seeking privileges in the respective Department and make appropriate recommendations. Clinical work performed in each Department shall be included in that Department's evaluation activities, regardless of the Department assignment held by an Member providing care, to ensure that all patients with the same health problems receive the same level of care.

**13.05 Functions of Departments**

**A. Privileges**

Each clinical Department shall be responsible for (i) recommending clinical privilege categories and the standards of qualification to the appropriate committees and to the Board of Commissioners, as specified in the Appointment Procedure in Article 4 of these Bylaws, and (ii) recommending to grant, delineate or deny clinical privileges in its own Department.

**B. Quality Review**

Each clinical Department shall perform the following functions which shall be conducted by Departmental committees, in their capacities as designees of, the Medical Staff's Quality Assessment and Improvement Committee:

- (1) Identification of the important aspects of care provided by the Department;
- (2) Identification of indicators to be used to monitor the quality of care;
- (3) Evaluation of the care provided;
- (4) Review of the care provided by the Department to draw conclusions, formulate recommendations, and initiate action for the purpose of improving the quality of patient care and to reduce morbidity and mortality;
- (5) Communication to appropriate members of the Department or medical staff the findings, conclusions, recommendations, and actions taken to improve the quality of patient care and to reduce morbidity and mortality; and
- (6) Patient records and other pertinent sources of medical information relating to patient care shall be reviewed for the purpose of (i) selecting cases for presentation which will contribute to improving the care provided to patients by Members and (ii) encouraging frank discussion and developing criteria to assess and improve care.

**C. Meetings**

Departmental meetings will be held at least ten times each year to review and evaluate the medical performance of the Department, including the quality assessment and improvement activities of the Department, on a peer-group basis, as set forth in Article 13, Section 13.06(B), Functions of Department Chairperson, Subsection (4). Such reviews may include consideration of deaths, patients with infections, complications, errors in diagnosis and treatment, patients currently hospitalized with unsolved clinical problems, proper utilization of Hospital facilities and services, and other significant patient care matters. Minutes shall be kept of all meetings. The Department Chairperson may schedule additional meetings at his or her discretion.

**D. Reports**

Each Department shall submit a report at the monthly meeting of the Medical Executive Committee summarizing its review activity.

**E. Voting**

Only Active and Provisional members of the applicable Department may vote on Departmental matters.

**13.06 Department Chairperson**

**A. Appointment of Department Chairperson**

Each Department shall be organized as part of the Medical Staff and shall have a Chairperson responsible for the functioning of the Department who shall have general supervision of the clinical work within his or her Department. Departmental chairpersons shall be appointed by the Board of Commissioners upon recommendation of the Chief of the Cook County Bureau of Health Services. The recommendation of the Chief of the Cook County Bureau of Health Services shall be based upon the recommendation of the Chief Operating Officer which recommendation shall be made after consultation with the Chief Medical Officer and the Medical Executive Committee

**B. Responsibilities of Department Chairperson**

The responsibilities of the Department Chairperson shall include, but not be limited to:

- (1) Oversight of all clinical activities conducted within the Department;
- (2) Oversight or performance of all administrative responsibilities of the Department, unless otherwise provided for by the hospital;
- (3) Integration of the Department into the overall operation of the Hospital;
- (4) Coordination of interDepartmental and intraDepartmental services;
- (5) Development and implementation of policies and procedures to guide and support the provision of services;
- (6) Recommendation of Departmental personnel requirements to Hospital Administration;
- (7) Continuous evaluation of the professional performance of all individuals who have delineated clinical privileges in the Department, in conjunction with the Medical Staff's Quality Assessment and Improvement Committee;
- (8) Recommendation of criteria for clinical privileges in the Department for the Medical Staff appointment and reappointment process;
- (9) Recommendation of clinical privileges for each member of the Department pursuant to the appointment and reappointment process set forth in Article 4, Medical Membership and Privileges, of these Bylaws;
- (10) Oversight and maintenance of programs relating to the continuous assessment and improvement of the quality of care and services provided, and reporting relative thereto, as required by the Quality Assessment and Improvement Committee;
- (11) Enforcement of the Hospital's Bylaws, policies and procedures, the Medical Staff's Bylaws, rules and regulations, and the rules and regulations of the Department;

- (12) Implementation of recommendations of the Medical Executive Committee within the Department;
- (13) Orientation and continuing education of all Members in the Department;
- (14) Evaluation and recommendation of the Department's space and resource requirements;
- (15) Evaluation and recommendation of sources for the provision of patient care services not provided by the Hospital;
- (16) Oversight of the teaching, education and research programs in his or her Department except where otherwise provided for by the Accreditation Council on Graduate Medical Education;
- (17) Assisting in the preparation of reports relating to the Department including, but not limited to, the annual report, as may be required by the Medical Executive Committee, the Chief Operating Officer, the Chief of the Cook County Bureau of Health Services or the Board of Commissioners; and
- (18) Such other duties commensurate with the office as may from time to time be reasonably requested by the President of the Medical Executive Committee, the Chief Medical Officer, the Chief Operating Officer, the Chief of the Cook County Bureau of Health Services or the Board of Commissioners.

**C. Removal of Department Chairperson**

After consultation with the Chief Medical Officer, Medical Executive Committee and the Chief Operating Officer, the Chief of the Cook County Bureau of Health Services may remove a Department Chairperson from his or her appointed position as Department Chairperson. The Chief of the Cook County Bureau of Health Services shall provide the Department Chairperson with written notice, which shall:

- (1) State the action which has been recommended or proposed against him or her;
- (2) Include a statement of the reasons for the recommendation or action;
- (3) Inform the Department Chairperson of his or her right to request a hearing before the Chief of the Cook County Bureau of Health Services within thirty (30) days after the date of the notice;
- (4) Inform the Department Chairperson that upon receipt of his or her hearing request, he or she shall be notified of the date, time and place of the hearing, which date shall be not less than fourteen (14) days after the date of the notice and, in any event, shall commence within thirty (30) days of the receipt of the hearing request unless the parties agree otherwise; and
- (5) State that failure to request a hearing within the time stated and in a proper manner constitutes a waiver of his right to a hearing and to a review on the matter.

Notice shall be as provided in Section 18.04 B Special Notice of these Bylaws.

If the Department Chairperson waives his or her right to a hearing, the decision to remove him or her shall be final and shall be implemented by the Chief of the Cook County Bureau of Health Services. If the Department Chairperson exercises his or her right to a hearing, he or she shall appear before the Chief of the Cook County Bureau of Health Services. At this appearance, the Department Chairperson shall be informed of the reasons for the intended removal and shall be invited to discuss, explain or refute them.



If, at the conclusion of the hearing the Chief of the Cook County Bureau of Health Services determines that the Department Chairperson should not be removed from his or her appointed position as Department Chairperson, such decision shall be final and the matter shall be concluded.

If at the conclusion of the hearing the Chief of the Cook County Bureau of Health Services determines that the Department Chairperson should be removed from his or her appointed position as Department Chairperson, the Chief of the Cook County Bureau of Health Services shall submit a report to the Joint Conference Committee which shall specifically refer to the conduct or activity which is the basis for the decision to remove the Department Chairperson. The Department Chairperson shall be given a copy of this report contemporaneous to its issuance to the Joint Conference Committee.

Within ten (10) days after receipt of the report of the Chief of the Cook County Bureau of Health Services, the Department Chairperson may submit to the Joint Conference Committee a written statement in opposition to the report. If no written statement is tendered within the time allotted, the decision to remove the Department Chairperson from his or her appointed position shall be final. If a written statement is tendered within the time allotted, the Joint Conference Committee shall consider the report of the Chief of the Cook County Bureau of Health Services and the Department Chairperson's written statement in opposition thereto, and shall forward its recommendation and reasons therefore to the Board for final action.

Removal of a Department Chairperson from his or her appointed position as Department Chairperson shall not affect the Member's Medical Staff membership or clinical privileges and shall not constitute a corrective action as provided in Article 6, Corrective Action, of these Bylaws.

### **13.07 Divisions**

Departments may be divided into divisions which, generally, shall be composed of professionally recognized specialty or subspecialty fields within the general field of the Department. Divisions may be designated when a significant number of Members actively engages primarily in that specialty or subspecialty area and are available to participate in accomplishing functions assigned to the division by the Department. Members assigned to divisions shall also be members of the Department within which the division exists. The above criteria and such others as may be deemed appropriate shall be used by the applicable Department and the Medical Executive Committee in recommending whether to establish or abolish divisions. Such recommendations shall be transmitted to the Chief Operating Officer for his or her recommendation. All recommendations shall be forwarded to the Chief of the Bureau of Health Services for consideration. If the Chief of the Bureau of Health Services recommends any action, such recommendation shall be forwarded to the Board of Commissioners for final approval. The above notwithstanding, the Board of Commissioners may, on its own initiative, propose the establishment or abolishment of a division which proposal shall be forwarded to the Chief Operating Officer who shall refer the matter to the appropriate Department and the Medical Executive Committee for consideration and recommendation in accordance with the procedures set forth in this Section.

### **13.08 Division Chair**

#### **A. Appointment of Division Chair**

Each division shall have a division-chair who shall be appointed by the Board of Commissioners upon recommendation of the Chief of the Cook County Bureau of Health Services. The recommendation of the Chief of the Cook County Bureau of Health Services shall be based upon the recommendation of the Chief Operating Officer which recommendation shall be made after consultation with the Chief Medical Officer and the Medical Executive Committee

**B. Function of Division Chair**

The Division chair is responsible for the functioning of the division and shall have general supervision of the clinical work within the division. The Division chair shall report to the Chairperson of the Department within which the division exists.

**C. Removal of Division-Chair**

After consultation with the Chief Medical Officer, Medical Executive Committee and the Chief Operating Officer, the Chief of the Cook County Bureau of Health Services may remove a Division chair from his or her appointed position as Division chair. The Chief of the Cook County Bureau of Health Services shall provide the Division chair with written notice, which shall:

- (1) State the action which has been recommended or proposed against him or her;
- (2) Include a statement of the reasons for the recommendation or action;
- (3) Inform the Division chair of his or her right to request a hearing before the Chief of the Cook County Bureau of Health Services within thirty (30) days after the date of the notice;
- (4) Inform the Division chair that upon receipt of his or her hearing request, he or she shall be notified of the date, time and place of the hearing, which date shall be not less than fourteen (14) days after the date of the notice and, in any event, shall commence within thirty (30) days of the receipt of the hearing request unless the parties agree otherwise; and
- (5) State that failure to request a hearing within the time stated and in a proper manner constitutes a waiver of his right to a hearing and to a review on the matter.

Notice shall be as provided in Section 18.04 B Special Notice of these Bylaws.

If the Division chair waives his or her right to a hearing, the decision to remove him or her shall be final and shall be implemented by the Chief of the Cook County Bureau of Health Services. If the Division chair exercises his or her right to a hearing, he shall appear before the Chief of the Cook County Bureau of Health Services. At this appearance, the Division chair shall be informed of the reasons for his or her intended removal and shall be invited to discuss, explain or refute them. If, at the conclusion of the hearing, the Chief of the Cook County Bureau of Health Services determines that the Division chair should not be removed from his or her appointed position as Division chair, such decision shall be final and the matter shall be concluded.

If, at the conclusion of the hearing, the Chief of the Cook County Bureau of Health Services determines that the Division chair should be removed from his or her appointed position as Division chair, the Chief of the Cook County Bureau of Health Services shall submit a report to the Joint Conference Committee which shall specifically refer to the conduct or activity which is the basis for the decision to remove the Divisional Director. The Division chair shall be given a copy of this report contemporaneous to its issuance to the Joint Conference Committee.

Within ten (10) days after receipt of the report of the Chief of the Cook County Bureau of Health Services, the Division chair may submit to the Joint conference Committee a written statement in opposition to the report. If no written statement is tendered within the time allotted, the decision to remove the Division chair from his appointed position shall be final. If a written statement is tendered within the time allotted, the Joint Conference Committee shall consider the report of the Chief of the Cook County Bureau of Health Services and the Division chair's written statement in opposition thereto and shall forward its recommendation and reasons therefore to the Board for final action.

Removal of a Division chair from his or appointed position as Division chair shall not affect the Member's Medical Staff membership or clinical privileges and shall not constitute a corrective action as provided in Article 6, Corrective Action, of these Bylaws.

#### **ARTICLE 14: COMMITTEES**

##### **14.01 Appointment to and Reports of Committees**

All committee members and committee chairpersons, except those whose membership or chairship is otherwise stated in these Bylaws, shall be appointed for a two (2) year term by the President of the Medical Staff upon the President's assumption of office. Unless otherwise provided, the President of the Medical Staff, the Chief Operating Officer and the Chief Medical Officer shall be ex-officio members of all Medical Staff committees. Where committee membership calls for non-medical staff members, the President of the Medical Staff in conjunction with the Chief Operating Officer shall make the appointment unless otherwise specified in these Bylaws. Each member of a committee, with the exception of ex-officio members, shall have one vote. A committee member appointed by the President of the Medical Staff may be removed by the President of the Medical Staff. Vacancies on any Medical Staff committees shall be filled in the same manner as original appointments to such committees are made. The Chairperson of a committee may request that the number of members of a committee be increased by up to an additional one-third of the members provided for in these Bylaws. Any such increase must be approved by the Medical Executive Committee.

All committees, shall report in a timely fashion to the Medical Executive Committee. All committees, with the exception of the Bioethics, Bylaws, Credentials, Joint Conference, Nominating, and Physician Assistance Committees, shall also report to the Quality Assessment and Improvement Committee of the Medical Staff. The Medical Executive Committee shall report to the Joint Conference Committee. The standing committees of the Medical Staff shall be those set forth in this Article of the Bylaws. Medical Staff Committees may be established or abolished upon recommendation of the Medical Executive Committee to the Joint Conference Committee and upon approval by the Board of Commissioners.

##### **14.02 Bioethics Committee**

###### **A. Composition**

The Bioethics Committee shall consist of five members of the Medical Staff and **at least** one representative of each of the following areas: Nursing, Social Work, Clergy, Psychology and the Community. A representative of Hospital Administration and of the Cook County State's Attorney's Office shall be ex-officio members. Members of the Bioethics Committees shall be appointed in consultation with the committee Chairperson.

###### **B. Duties**

The duties of the Bioethics Committee shall be:

- (1) To discuss ethical principles and standards relevant to the current practice of medicine;
- (2) To formulate medical ethical policies; and
- (3) To apply medical ethical principles and make recommendations on referred individual or specific cases of hospitalized patients.

**C. Meetings**

The Bioethics Committee shall meet monthly, minimum 10/year and shall maintain a permanent record of its proceedings and actions.

**14.03 Bylaws Committee**

**A. Composition**

The Bylaws Committee shall consist of at least five (5) members of the Medical Staff.

**B. Duties**

The Bylaws Committee shall consider such amendments to the Bylaws and Rules and Regulations as may be desirable to advance the quality of patient care in addition to the interest of the Medical Staff and the Hospital. The Committee shall also conduct an annual review of the Bylaws and Rules and Regulations and make any recommendations for appropriate revisions and amendments to the Medical Executive Committee. The Bylaws Committee shall serve as an Advisory Committee to Hospital Administration and the President of the Medical Staff in the interpretation and enforcement of the existing Bylaws and Rules and Regulations.

**C. Meetings**

The Committee shall meet as deemed necessary but at least annually and shall maintain a permanent record of its proceedings and actions.

**14.04 Credentials Committee**

**A. Composition**

The Credentials Committee shall consist of at least nine (9) members of the Medical Staff, selected on a basis that will ensure representation of the major clinical specialties and the Medical Staff at large. Members of the Credentials Committee shall be appointed by the President of the Medical Staff after consultation with the Chief Operating Officer and the Chief Medical Officer.

**B. Duties**

The duties of the Credentials Committee shall be:

- (1) To investigate the credentials for all Applicants for membership and clinical privileges and to make recommendations for membership and clinical privileges in compliance with these Bylaws, including requests for clinical privileges by Allied Health Professionals who shall not be members of the Medical Staff;
- (2) To make a written report to the Medical Executive Committee regarding each Applicant for Medical Staff membership or clinical privileges, including specific consideration of the recommendations from the Departments in which such Applicants request privileges;
- (3) To investigate any breach of ethics that is reported to it;

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(4) To review, periodically, information available regarding the competency of staff members and Allied Health Professionals, as a result of such reviews, to make recommendations regarding the granting of clinical privileges, reappointments, and the assignment of Members and Allied Healthcare Professionals to the various Departments; and

(5) To review reports that were referred by the Medical Executive Committee, the Medical Records Committee, the Utilization Review Committee and the President of the Medical Staff.

### **C. Meetings**

This Committee shall meet monthly and shall maintain a permanent record of its proceedings and actions.

### **14.05 Graduate Medical Education Committee**

#### **A. Composition**

Medical Staff members of the committee shall be representatives of each of the Departments that have a house staff/residency program and shall be appointed by the President of the Medical Staff. Further, at least one Chief Resident of any Hospital based and/or affiliated Residency Program will be appointed as a member of the committee.

#### **B. Duties**

1. Communicate with the Medical Executive Committee and Governing Body about the safety and quality of patient care and services by and related to the education and supervision of resident physicians.
2. Establishment and implementation of policies and procedures related to resident supervision and elevations.
3. Establishment and maintenance of an appropriate oversight liaison with Program Directors.
4. Review all internal GME office residency program reviews and ACGME letters of accreditation relative to the rotations that the residents do at Provident Hospital of Cook County and assure appropriate plans of correction have been implemented.
5. Assure all institutional requirements for RRC reviews are in place.

#### **C. Meetings**

The committee shall meet at least quarterly with a report of the proceedings of the meeting forwarded to the Medical Executive Committee.

### **14.06 Medical Executive Committee**

#### **A. Composition**

The Medical Executive Committee shall consist of the following voting members:

- (1) The officers of the Medical Staff;
- (2) The chairpersons of the Departments and divisions specified in Article 13;

- (3) The Chairperson of the Credentials Committee;
- (4) The Chairperson of the Quality Assessment and Improvement Committee;
- (5) Three (3) at-large members of the Medical Staff elected at the annual meeting;

In addition to the Chief Operating Officer and the Chief Medical Officer, the Associate Administrator for Professional Affairs, the Associate Administrator of Nursing and the Director of Quality Services shall be ex-officio members of this Committee.

**B. Duties**

The duties of the Medical Executive Committee shall be:

- (1) To make recommendations to the Board of Commissioners, and the Joint Conference Committee for the Board's approval pertaining to:
  - (a) The structure of the Medical Staff;
  - (b) The mechanism used to review credentials and delineate clinical privileges;
  - (c) Recommendations of individuals for Medical Staff membership;
  - (d) Recommendations for delineated clinical privileges upon appointment and reappointment and Departmental assignment for each eligible individual;
  - (e) The organization of quality assessment and improvement activities of the Medical Staff as well as the mechanism used to conduct, evaluate and revise such activities;
  - (f) The mechanism by which membership on the Medical Staff may be terminated; and
  - (g) The mechanism for fair hearing procedures;
- (2) To represent the Medical Staff and to act on its behalf in accordance with these Bylaws;
- (3) To enforce the Rules and Regulations of the Medical Staff and to supervise medical staff committees and Departmental affairs;
- (4) To coordinate the activities and general policies of the various Departments, as required;
- (5) To receive and act upon committee reports;
- (6) To implement policies of the Medical Staff not otherwise the responsibility of the clinical Departments;
- (7) To take all reasonable steps to ensure professional and ethical conduct of all members of the Medical Staff and to initiate and/or participate in Medical Staff disciplinary or appeals measures as indicated;
- (8) To serve as a liaison between the Medical Staff and the Chief Operating Officer and the Board of Commissioners;



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- (9) To recommend action to the Chief Operating Officer on matters of a medical-administrative nature;
- (10) To make recommendations to the Board of Commissioners, and the Joint Conference Committee, including recommendations for long-range planning;
- (11) To account to the Board of Commissioners on behalf of the Medical Staff for the medical care rendered to patients in the Hospital;
- (12) To ensure that the Medical Staff is kept apprised of the accreditation process and informed of the accreditation status of the Hospital;
- (13) To provide for presentation of all programs of all meetings, either directly or indirectly through delegation to a program or other committee;
- (14) To review and approve the rules and regulations of Departments and Divisions regarding meeting requirements relating to quorum, manner of action and attendance; and
- (15) To report at each general meeting of the Medical Staff.

### **C. Meetings**

The Medical Executive Committee shall meet monthly and shall maintain a permanent record of its proceedings and actions. The Chairperson of the Committee shall be the President of the Medical Staff. A special meeting may be called whenever deemed necessary by the Chairperson of the Committee.

### **14.07 Infection Control Committee**

#### **A. Composition**

The Infection Control Committee shall consist of at least three (3) representatives of the Medical Staff (including one (1) from the field of clinical laboratory science). The Committee shall also have **at least** a representative from the Department of Nursing, an infection control manager, a representative from Hospital Administration, and a representative from Central Supply.

#### **B. Duties**

(1) The Infection Control Committee shall be responsible for the surveillance and control of Hospital infection and for promoting preventive and corrective programs designed to minimize infection hazards. The Committee shall be charged with supervision of infection control in all phases of Hospital operations including:

- (a) All areas, units, or satellite facilities of the hospital where patient services are provided on an ongoing basis;
- (b) All areas or units of the hospital where specialized patient care, treatment or diagnostic services are provided and which, by the nature of the services provided, require the implementation of infection control principles.
- (c) All hospital Departments or services that support diagnostic or therapeutic patient care activities and which Departments or services have an impact on infection control.

(2) The Infection Control Committee shall develop and implement policies and procedures pertaining to at least the following:

- (a) Responsibilities of each Department or service in Infection Control;
- (b) Employee health programs, practices and requirements relating to infection control;
- (c) Surveillance of nosocomial infections;
- (d) Collection and analysis of infection control data and risk factors and the recommendation of action and studies relating to infection prevention and control.
- (e) Sterilization by heat, chemicals or otherwise;
- (f) Isolation;
- (g) Prevention of cross-infection by anesthesia apparatus or inhalation therapy equipment; and
- (h) Disposal of infectious material.

(3) The Infection Control Committee shall evaluate and review the effects of intervention strategies on the infection rates and shall report on its findings to the Hospital as requested.

(4) The Infection Control Committee, through its Chairperson, may recommend that a unit or area of the Hospital be closed in the event that there is reasonable cause to believe that conditions in that unit or area pose a risk or hazard to patients or employees. The Chairperson shall immediately notify the Chief Operating Officer, the Chief Medical Officer and the Chairperson of the appropriate Department of any such recommendation.

**C. Meetings**

The Committee shall meet at least quarterly or more frequently as determined by the Committee and shall maintain a permanent record of its proceedings and actions.

**14.08 Joint Conference Committee**

This Committee shall include representation from the Board of Commissioners, Hospital applicable Administration and the Medical Staff.

**A. Composition**

The Joint Conference Committee shall consist of not less than four (4) nor more than six (6) members of the Board of Commissioners as appointed by its President; an equal number of representatives of the Medical Staff who shall consist of the Officers of the Medical Staff and up to two Department Chairperson(s) who shall be appointed by the President of the Medical Staff to serve terms on this Committee which shall be concurrent with the terms of the Officers of the Medical Staff; the Chief of the Cook County Bureau of Health Services; the Chief Operating Officer and the Chief Medical Officer. The chairship of this Committee shall alternate annually between a Board member, as appointed by the Board President, and the President of the Medical Staff.

**B. Duties**

This Committee shall be a medical administrative liaison committee and an official point of contact among the Medical Staff, Board of Commissioners and the Chief Operating Officer. The Committee shall conduct itself as a forum for the discussion of matters of Hospital policy and practice, especially those pertaining to efficient and effective patient care. The Committee shall also participate in the credentialing process as set forth in these Bylaws and shall receive the reports of the Medical Executive Committee.

**C. Meetings**

The Committee shall meet at least quarterly or at the request of the Chief Operating Officer or the President of the Medical Staff. The Committee shall maintain a permanent record of its proceedings and actions and transmit written reports of its recommendations to the Board of Commissioners and the Medical Executive Committee.

**14.09 Health Information and Records Committee**

**A. Composition**

The Health Information and Records Committee shall consist of at least three (3) representatives from the Medical Staff, a representative from the Nursing Department and Ambulatory, and a representative of Hospital Administration appointed by the Chief Operating Officer. The Health Information and Records Administrator shall also be a member of this Committee and shall act as Secretary.

**B. Duties**

The Committee shall:

- (1) Make recommendations to the Medical Executive Committee for approval of, use of and/or changes to forms or formats of the medical record and abbreviations;
- (2) Advise and recommend policies for medical record maintenance, ensuring that details are recorded in the proper manner and that sufficient data are present to evaluate the care of patients;
- (3) Recommend proper filing, indexing, and storage systems for all patient medical records;
- (4) Develop policies to guide and advise the Health Information and Records Administrator, Medical Staff and Hospital Administration in matters of privileged communications and release of information;
- (5) Review summary information regarding the timely completion of all medical records on an ongoing basis;
- (6) Recommend the format of the medical record, the forms used in the medical record, and the use of computer and storage systems for medical record purposes;

(7) Review a representative sample of inpatient, outpatient and emergency patient records with the respective chairperson to determine whether such records are being created and maintained in accordance with Hospital requirements including, but not limited to, whether the records contain the patient's diagnosis, test results, therapy, prognosis, plan of care and condition on discharge; and

(8) Report to the Medical Executive Committee any Member whose records do not meet the standards established by these Bylaws and the Rules and Regulations for purposes of possible corrective action pursuant to these Bylaws.

Written reports shall be maintained for all evaluations performed and actions taken.

**C. Meetings**

This Committee shall meet at least every other month and shall maintain a permanent record of its proceedings and actions.

**14.10 Nominating Committee**

**A. Composition**

The Nominating Committee shall consist of three (3) at large members of the Medical Staff elected at the previous annual meeting.

**B. Duties**

Prior to each Annual Meeting where officers are elected, this Committee shall select and present a slate of nominees for the offices of President, Vice President, Secretary and Treasurer of the Medical Staff as well as three (3) nominees for three (3) members-at-large who shall, if elected, serve on the Medical Executive Committee. All nominees for officers shall be made by the members at large and shall be members of the Medical Staff, in good standing, of any discipline or specialty.

**C. Meetings**

This Committee shall meet at least once prior to the applicable annual meeting and on the call of the President of the Medical Staff and shall maintain a permanent record of its proceedings and actions.

**14.11 Pharmacy and Therapeutics Committee**

**A. Composition**

The Pharmacy and Therapeutics Committee shall consist of at least (5) representatives from the Medical Staff, a representative from the Nursing Department, a representative from Hospital Administration, and the Director of Pharmacy of the Hospital who shall act as Secretary of the Committee. The Chairperson of the Committee shall be appointed from among the Medical Staff members.

**B. Duties**

This Committee shall be responsible for the development and surveillance of the drug utilization policies and practices within the Hospital in order to promote appropriate clinical results and assure patient safety. This Committee shall assist in the formation of professional policies regarding the evaluation, appraisal, selection, procurement, storage, distribution, use, safety procedures and all other matters pertaining to the use of drugs in the Hospital. It shall also perform the following specific functions:

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- (1) Develop and/or approve of policies and procedures related to the selection, distribution, handling, use, and administration of drugs and diagnostic testing materials;
- (2) Evaluate protocols regarding the use of investigational or experimental drugs;
- (3) Promote educational programs on drugs and drug therapy for the medical and nursing staffs and other appropriate personnel;
- (4) Develop, review and maintain the Hospital's drug formulary;
- (5) Define and review all significant untoward drug reactions;
- (6) Evaluate and recommend changes in drug usage, as necessary, to improve the appropriateness, safety and effectiveness of such use, based upon drug usage reports and medication error or incident reports.

### **C. Meetings**

This Committee shall meet at least monthly, minimum 10/year. This Committee shall maintain a permanent record of its proceedings and actions. This Committee shall report significant findings to the Hospital's Quality Assessment and Improvement Committee.

### **14.12 Physician Assistance Committee**

#### **A. Composition**

The Physician Assistance Committee shall consist of at least four (4) members of the Medical Staff, at least one (1) of whom shall be a psychiatrist and excluding any members of the Medical Executive Committee, any members of the Peer Review Committee and the Chief Medical Officer.

#### **B. Duties**

This Committee shall assist the impaired physician in obtaining help within the institution or elsewhere. This Committee shall also serve as an educational resource for impaired physicians, the Medical Staff and House Staff. When performing its duties, this Committee shall observe strict rules of confidentiality.

1. Provides assistance to medical staff members who, because of physical, emotional or mental impairment, are in need of assistance and monitoring in order to gain restoration of optimal functioning and to be able to provide active patient care.
2. Shall receive reports and referrals via the Chairperson, the Medical Director or Employee Health, or a member of the committee as stated above or of complaints, allegations, or concerns regarding a LIP's patient care and behavior, in confidentiality.
3. The Chairperson will call a meeting of the committee to evaluate the veracity of the information and determine what actions should be taken.
4. The Physician Assistance Committee shall report to the Medical Executive Committee periodically its activities as needed.

**C. Meetings**

This Committee shall meet as necessary and on the call of the Committee Chairperson. It shall maintain a permanent record of its proceedings and action.

**14.13 Quality and Performance Improvement Committee**

**A. Composition**

The Quality and Performance Improvement Committee shall consist of those persons or members of groups identified in the Hospital's Quality Assessment and Improvement Plan, which shall become a part of the Rules and Regulations when approved by the Medical Staff and the Board of Commissioners.

**B. Duties**

The Quality and Performance Improvement Committee shall monitor the patient care and support activities on a hospital-wide basis in order to improve the quality of patient care and reduce morbidity and mortality. Included in the duties of the Committee are the following:

- (1) To direct Hospital Departments, medical services, certain committees and quality assessment personnel to evaluate specific indicators;
- (2) To supervise and control the clinical appraisal mechanisms of this Medical Staff and to promote appropriate standards and accountability in patient care;
- (3) To monitor investigation of identified problems and to ensure that corrective procedures are initiated; and
- (4) To review the Hospital's Quality Assessment and Improvement Plan annually and to oversee its implementation.

**C. Meetings**

This Committee shall meet monthly at least 10/year and shall maintain a permanent record of its proceedings and actions.

**14.14 Institutional Review Board Committee**

The Bureau Wide Institutional Review Board Committee shall serve as the IRB Committee for Provident Hospital of Cook County medical staff. The Provident Hospital representative(s) will be appointed to the Committee by the President of the Medical Staff.

**14.15 Surgical Case Review and Blood Usage Committee**

**A. Composition**

This Committee shall consist at least of the Chairpersons of the Departments of Obstetrics and Gynecology, Medicine, Surgery, Anesthesiology, the Chairperson of Pathology, the Chairperson of the Tumor Committee or their permanent designated representatives. In addition, the President of the Medical Staff shall appoint at least two additional members who shall have specialized training in radiology, oncology or infectious disease.



**B. Duties**

(1) This Committee shall be responsible for the review of surgical and other invasive procedures by the clinical Departments and services according to established guidelines, which reviews shall be designed to:

- (a) Evaluate and improve the appropriateness, quality and effectiveness of such procedures; and
- (b) Identify significant discrepancies or patterns of discrepancies between the pre-operative and post-operative (including pathologic) diagnoses.

(2) This Committee shall also be responsible for the review of the distribution, ordering, handling, use or administration of whole blood and blood components according to established guidelines, which reviews shall be designed to:

- (a) Continuously improve the processes involved in the ordering, distribution, handling, dispensing, administration and monitoring of whole blood and blood components, including the development or approval of policies and procedures;
- (b) Evaluate the appropriateness of transfusions performed;
- (c) Evaluate all confirmed transfusion reactions;
- (d) Review the adequacy of transfusion services to meet the needs of patients.

(3) Surgical and Blood Review shall be performed using pre-determined clinically valid criteria. Screening mechanisms such as the frequency and degree of risk associated with the various procedures and blood usages shall be considered in identifying cases for review.

(4) The Committee shall prepare and maintain written reports of conclusions, recommendations and remedial actions. Such reports shall be submitted to the Quality Assessment and Improvement Committee. The Committee shall also communicate documented individual performance problems to the appropriate Department or committee.

**C. Meetings**

This Committee shall meet at least quarterly and shall maintain a permanent record of its proceedings and actions.

**14.16 Operating Room/Post Anesthesia Care Unit (PACU) Committee**

**A. Composition**

This Committee shall consist of a representative from the following Departments: At least one medical staff from each of the Departments of Anesthesiology, Obstetrics & Gynecology and Surgery. It shall also include the appropriate Associate Administrator of Nursing (or designee), Nurse Manager from OR/PACU, Infection Control, Materials Management, and Environmental Services.

**B. Duties**

This Committee shall be responsible for the oversight of the operation of the Operating Room, the PACU, and Same Day Surgery.

1. Evaluate such matters as distribution of rooms to services, operating time, conditions and maintenance of and maintenance of the operating rooms and adequacy of personnel.
2. It shall cooperate with the surgical case review committee.
3. Review and/or develop operational policies relating to areas covered above.
4. Assure compliance with local, state and federal regulation, guidelines and regulatory agencies.

**C. Meetings**

The Operating Room Committee shall meet monthly at least 10/year and shall maintain a permanent record of its proceedings and actions. A written copy of all proceedings and **actions shall be made and kept in form a part of a permanent report to the medical executive committee.**

**14.17 Cancer Committee**

**A. Composition**

The Cancer Committee shall consist primarily of representatives from the Departments of Pathology, Obstetrics and Gynecology, Medicine and Surgery. Additional members shall be appointed by the Committee Chairperson and may include non-physician representatives from Hospital Administration and the Departments of Nursing and Social Services.

**B. Duties**

The duties of the Committee shall be to:

- (1) Ensure that consultation services are provided as requested for cancer patients;
- (2) Develop and maintain a continuing tumor registry;
- (3) Develop cancer conferences and education programs at regular intervals; and
- (4) Submit periodic reports to the Medical Staff through the Medical Executive Committee on issues related to cancer patients.

**C. Meetings**

This Committee shall meet at least quarterly and shall maintain a permanent record of its proceedings and actions.

**14.18 Utilization Review Committee**

**A. Composition**

The Utilization Review Committee shall consist of those persons or members of groups identified in the Hospital's Utilization Review Plan.

**B. Duties**

The Utilization Review Committee shall:

- (1) Assure effective and efficient Utilization of available Hospital facilities and services commensurate with quality patient care and safety;
- (2) Monitor length of stay and occupancy levels;
- (3) Intercede in difficult length of stay problems;
- (4) Work to develop an effective discharge planning process; and,
- (5) Review denial of payment cases.

**C. Meetings**

This Committee shall meet every other month and shall maintain a permanent record of its proceedings and actions.

**ARTICLE 15: COMMITTEE, DEPARTMENTAL AND DIVISIONAL MEETINGS**

**15.01 Committee Meetings**

Committees shall meet regularly as set forth in Article 15 of these Bylaws.

**15.02 Departmental and Divisional Meetings**

Departments and divisions shall hold regular meetings to conduct Departmental or divisional business and to review and evaluate the clinical work of Members with privileges in the Department or division in accordance with the requirements established by appropriate accrediting bodies and in conjunction with the Quality Assessment and Improvement Committee of the Medical Staff.

**15.03 Special Meetings**

A special meeting of any committee, Department or division may be called by or at the request of the Chairperson thereof, by the President of the Medical Staff, or by one-third (1/3) of the applicable group's voting members but not less than two (2) members.

**15.04 Notice of Meetings**

Written or oral notice stating the place, day and hour of any special meeting or of any regular meeting shall be given to each member of the committee, Department or division not less than five (5) days before the date of such meeting by the person or persons calling the meeting. If delivered by United States mail, the notice of the meeting shall be deemed delivered when deposited in the United States mail, addressed to the member at his or her address as it appears in the records of the Hospital with postage thereon prepaid. The attendance of a member at a meeting shall constitute waiver of notice of such meeting.

**15.05 Rules; Departmental and Divisional Meetings**

Departments and divisions may establish their own rules regarding quorum, manner of action and attendance requirements for meetings providing such rules are approved by the Medical Executive Committee. If no such rules are established, the provisions of Article 15, Section 15.06, General Rules Regarding Quorum, Manner of Action, Minutes and Attendance Requirements, Subsections (a), (b), (c) and/or (d), of these Bylaws, shall apply.

**15.06 General Rules Regarding Quorum, Manner of Action, Minutes and Attendance Requirements**

The following rules shall apply to all committees and to Departments and divisions which have not established different rules in accordance with Article 15, Section 15.05, Rules; Departmental and Divisional Meetings, of these Bylaws.

**A. Quorum**

Fifty (50%) percent of the medical staff membership of a Department or fifty (50%) percent of committee members, but not less than two (2) members, shall constitute a quorum for such meeting.

**B. Manner of Action**

The action of the majority of the members present with voting privileges at a meeting at which a quorum is present shall be the action of the Department, committee or division. Action may be taken without a meeting by unanimous consent, in writing, setting forth the action so taken and signed by each member entitled to vote.

**C. Minutes**

Minutes of each regular and special meeting of the committee, Department or division shall be prepared and shall include a record of the attendance of members and vote taken on each matter. The minutes shall be signed by the presiding officer and copies forwarded to the Medical Executive Committee. Each committee, department and division shall maintain the permanent file or minutes for each meeting.

**D. Attendance Requirement**

Each member of the Medical Staff is expected to attend Departmental and division meetings in accordance with Departmental and division rules. Such rules shall be submitted for review by the Medical Executive Committee or subject to the Medical Executive Committee's approval prior to implementation. Any member of the Medical Staff who is compelled to be absent from a meeting of the Department or division shall submit to the Chairperson in writing the reasons for such absence requesting that the absence be excused. Failure to meet Departmental attendance requirements may be grounds for corrective action and will be considered with respect to reappointment and advancement.

Medical Staff members are expected to meetings to which they are required or assigned. Unexcused absences of greater than 50% of the scheduled meetings in accordance with the attendance requirements may result in removal from the committee and may give rise to corrective action which may include administrative suspension. The President of Medical Staff shall have the authority to remove from a committee assignment a medical staff member who fails to dedicate the required time and effort to the work of the committee where the interests of the Hospital may be impaired by the committee's failure to fulfill its responsibilities.

**15.07 Medical Staff Members of the Administration**

It is recognized that some members of the Hospital administration, e.g. the Chief Medical Officer, may submit an application for initial appointment or reappointment pursuant to Article V, Procedure for Appointment and Reappointment. Such Members shall be assigned to a Department according to their training and experience for the purpose of performing clinical, educational and research functions but are not otherwise required to participate in Department, Division or Section activities.

**15.08 Rights of Ex-Officio Members**

Persons serving under these Bylaws as ex-officio members of a committee or Department shall have all rights and privileges of regular members, except they shall not have the right to vote or hold office. Only members having the right to vote shall be counted towards a quorum or for the purpose of meeting committee composition requirements.

**ARTICLE 16: RULES AND REGULATIONS**

**16.01 Adoption of Rules and Regulations**

The Medical Executive Committee shall adopt such Rules and Regulations as may be necessary to implement more specifically the general principles found within these Bylaws, subject to the approval of the Board of Commissioners. These shall relate to the proper conduct of Medical Staff organizational activities and shall establish the level of practice that is to be required for each Member in the Hospital.

**16.02 Amendments to Rules and Regulations**

Such Rules and Regulations shall be a part of these Bylaws, except that they may be amended or repealed at any regular meeting of the Medical Executive Committee at which a quorum is present and without previous notice or at any meeting of the Medical Staff with proper notice, by two-thirds (2/3) vote of those present from the Medical Staff. Such changes shall become effective when approved by the Board of Commissioners.

**ARTICLE 17: BYLAWS**

**17.01 Adoption of Bylaws**

These Bylaws were adopted upon the majority vote of the members of an interim Medical Staff of the Hospital. Those members of the interim Medical Staff were appointed by the Board of Commissioners for the limited purposes of 1) adopting the first Medical Staff Bylaws and 2) recommending those Bylaws for approval by the Board of Commissioners. The Medical Staff Bylaws became effective upon approval by the Board of Commissioners.

**17.02 Amendments to Bylaws by Medical Staff**

Any proposed amendment(s) to these Bylaws must be referred to the Bylaws Committee, for review and discussion. The Bylaws Committee shall transmit its recommendation on the proposed amendment to the Medical Executive Committee within 90 days. The Medical Executive Committee shall review and discuss the proposed amendment(s) and shall distribute the proposed amendments and all recommendations thereon to all Active members of the Medical Staff for review and comment prior to the next Regular Meeting of the Medical Staff or any Special Meeting called for such purpose. To be adopted by the Medical Staff, an amendment shall require the approval of two-thirds (2/3) vote of the members present. Amendments so made shall be directed to the Medical Executive Committee and becomes effective when approved by the Board of Commissioners.

**17.03 Amendments to Bylaws by Board of Commissioners**

These Bylaws may be amended by the Board of Commissioners at any regular or special meeting of the Board. A copy of any proposed amendment(s) to these Bylaws shall be distributed to each member of the Bylaws Committee and the Medical Executive Committee at least thirty (30) days in advance of the meeting at which the Board of Commissioners proposes to take final action thereon. Recommendations from the Bylaws Committee and from the Medical Executive Committee shall submit be directly to the Board of Commissioners with a copy of the other committee\_prior to the Board meeting at which this matter will be considered.

If the Medical Executive Committee is in disagreement with the proposed amendment(s), the matter shall be referred to the Joint Conference Committee for further study and recommendation before final action is taken by the Board of Commissioners. The Joint Conference Committee must make its recommendation to the Board of Commissioners within 60 days of receipt of the matter.

Any such amendment to these Bylaws adopted by the Board of Commissioners shall become effective when notice is given to the Medical Staff.

**ARTICLE 18: Non-Member Practitioners**

**18.01 Licensed Independent Practitioner**

**Clinical Privileges**

Licensed Independent Practitioners (LIP) shall make application for Clinical Privileges on forms prescribed by the Credentials Committee. The Chair of the Department to which the LIP is to be assigned shall submit LIP's qualifications and request for privileges along with his or her written recommendation to the Credentials Committee. The Credentials Committee shall review the LIP's qualifications, shall obtain any necessary verifications through the Credentialing Verification Office, and shall request from the LIP any additional information, which may include a request that the LIP appear before the Credentials Committee. The Credentials Committee shall forward its recommendation on the Clinical Privileges to be granted to the LIP to the Medical Executive Committee for its review recommendation. The Medical Executive Committee shall review the recommendation of the Credentials Committee and shall transmit its recommendation directly to the Board which shall approve or disapprove any requested Clinical Privileges for a period not to exceed two years. Renewal of Clinical Privileges shall be accomplished through a similar procedure.

**Corrective Action**

An LIP is subject to the same procedures set forth in Article VII, Corrective Action, and VIII, Hearing and Appeal Procedure, except that such corrective action is limited to the modification, probation, suspension or termination of his or her clinical privileges. The results of the corrective action process are not a limitation on the Hospital's authority to take any employment or contractual action with respect to the LIP.

**18.02 Mid-Level Practitioners**

**a. Collaborative Clinical Privileges**

Mid-Level Practitioners (MLP) shall make application for Collaborative Clinical Privileges on forms prescribed by the Credentials Committee.



**Corrective Action**

The Credentials Committee shall receive all reports with respect to MLP's which are made pursuant to Article VII, Section 1, Grounds, and shall immediately refer such reports to the Bureau Mid-Level Practitioner Committee, which shall investigate the matter, shall conduct a hearing if appropriate in accordance with Bureau Policy, and take appropriate action. The Bureau Mid-Level Practitioner Committee shall prompt report its decision to the Credentials Committee, which shall review the decision and determine if any additional action is required to the Collaborative Clinical Privileges of the MLP.

**18.03 Suspension of MLP Collaborative Clinical Privileges or LIP Clinical Privileges**

In addition to any other persons who may be authorized to do so, the Chief Operating Officer, the Chief Medical Officer and the Credentials Committee shall have the authority to immediately suspend or otherwise restrict the Collaborative Clinical Privileges or Clinical Privileges of any Non-Member Practitioner pending final action following a report pursuant to Article VII, Section 1, Grounds.

**ARTICLE 19: MISCELLANEOUS PROVISIONS**

**19.01 Effect of Headings and Table of Contents**

The Article and Section headings herein and the Table of Contents are for convenience only and shall not affect the construction hereof.

**19.02 Severability Clause**

In case any provision in these Bylaws shall be held to be invalid, illegal or unenforceable, the validity, legality and enforceability of the remaining provisions shall in no way be affected or impaired thereby.

**19.03 Counting of Days**

In any instance in which the counting of days is required in these Bylaws except where it is explicitly noted, shall be implied to be calendar days. The giving of notice or for any other purpose, the day of the event shall not count, but the day upon which the notice is required to be given shall count. In any case where the date on which some action is to be taken, notice is to be given or period is to expire occurs on a holiday, a Saturday or a Sunday, such action shall be taken, such notice given or such period extended to the next succeeding Monday, Tuesday, Wednesday, Thursday or Friday which is not a holiday. For the purposes of this Section, the term "holiday" shall mean such days as are officially recognized as holidays by the County of Cook, Illinois.

**19.04 Notices**

(a) General Notice. All notices, requests, demands, reports, written statements and other communications required or permitted to be given to any Applicant or Member in these Bylaws shall be deemed to have been duly given if in writing and delivered personally or deposited in the United States mail, postpaid, to the address of the Applicant or Member on his or her application or to his or her last known address according to the books and records of the Hospital except when special notice as provided in paragraph (b) of this Section is required under these Bylaws.

(b) Special Notice. Notice shall be deemed given pursuant to this paragraph (b) if it is deposited in the United States Mail, postage prepaid, by certified or registered mail, to the address of the Applicant or Member on his or her application or to his or her last known address according to the books and records of the Hospital. When Special Notice is provided pursuant to this Section, Notice may, additionally, be sent by regular mail. If notice is sent by both certified and regular mail and the Member fails to accept the certified mail promptly, there shall be a rebuttable presumption that the Member has received notice in satisfaction of the requirements of this paragraph (b) of Section 18.04.

(C) Maintenance of Current Information. All Members shall be obligated to maintain on file with the Chief Medical Officer their current residence address and to notify the Chief Medical Officer immediately in writing of any changes thereto.

**19.05 Gender Neutrality**

Wherever the singular is used herein, the plural shall be included.

**19.06 Checks**

All checks, drafts, or other orders for payment of money from the Medical Staff funds shall be signed by the Medical Staff Treasurer and counter-signed by the President or Vice President of the Medical Staff.

**19.07 Deposits**

All funds of the Medical Staff shall be deposited from time to time to the credit of the Medical Staff in such banks, trust companies or other depositories as the Medical Executive Committee may select.

**19.08 Dues**

The Medical staff will set the medical staff dues, fees & assessments from time to time after a discussion at a quarterly medical staff meeting. The payments will be made payable to the Provident Hospital of Cook County Medical Staff. The Medical Executive Committee may provide, by resolution, for the manner and time of payment of dues and assessments and may impose suitable penalties for default in payment thereof.

**Commissioner Silvestri moved to adjourn the meeting, seconded by Commissioner Claypool. The motion carried and the meeting was adjourned.**

Respectfully submitted,

COMMITTEE ON HEALTH AND HOSPITALS

JERRY BUTLER, Chairman

ATTEST: MICHELLE HARRIS, Secretary

Commissioner Butler, seconded by Commissioner Daley, moved that the Report of the Committee on Health and Hospitals be approved and adopted. **The motion carried unanimously.**

**REPORT OF THE COMMITTEE ON HEALTH AND HOSPITALS**

September 15, 2005

The Honorable,  
The Board of Commissioners of Cook County

**ATTENDANCE**

Present: Chairman Butler, Vice Chairman Goslin, Commissioners Claypool, Daley, Gorman, Hansen, Maldonado, Moreno, Murphy, Peraica, Quigley, Silvestri, Sims, Steele and Suffredin (15)

Absent: Commissioner Collins and President Stroger (2)

Also

Present: Randolph M. Johnston - Assistant State's Attorney, State's Attorney's Office; and Stephen A. Martin, Jr., Ph.D., M.P.H. - Chief Operating Officer, Department of Public Health

Ladies and Gentlemen:

Your Committee on Health and Hospitals of the Board of Commissioners of Cook County met pursuant to notice on Thursday, September 15, 2005 at the hour of 11:00 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Committee has considered the following items and upon adoption of this report, the recommendations are as follows:

272030 DEPARTMENT OF PUBLIC HEALTH REGULATIONS CONCERNING MOBILE HOMES AND MOBILE HOME PARKS. Transmitting a Communication, dated, June 21, 2005 from Stephen A. Martin, Jr., Ph.D., M.P.H., Chief Operating Officer.

submitting for your approval regulations issued pursuant to Section 5-306 Department Duties, of the Mobile Homes and Mobile Home Park Ordinance of Cook County, Illinois.

**Note: This item was also referred to the Committee on Zoning and Building.  
(See Comm. No. 272031).**

**\*Referred to the Committee on Health and Hospitals on 07/12/05.**

**\*\*Deferred at the Health and Hospitals Committee meeting of 07/26/05.**

**Commissioner Moreno, seconded by Commissioner Murphy, moved the approval of Communication No. 272030. The motion carried.**

**Note:** The full text of the Department of Public Health Regulations Concerning Mobile Homes and Mobile Home Parks is contained in the Zoning and Building Committee Report of September 15, 2005 in this Journal of Proceedings, page 2943.

272034 AMENDMENT TO THE MOBILE HOMES AND MOBILE HOME PARK ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance sponsored by John H. Stroger, Jr., President, Cook County Board of Commissioners and Co-Sponsored by Jerry Butler, County Commissioner.

This following is a synopsis of the Proposed Ordinance Amendment.

PROPOSED ORDINANCE AMENDMENT

**AMENDMENT TO THE  
MOBILE HOMES AND MOBILE HOME PARK ORDINANCE**

**WHEREAS**, the Cook County Department of Public Health serves all areas of Cook County except in areas where municipalities have adopted similar ordinances to regulate manufactured home communities; and

**WHEREAS**, the Cook County Mobile Home Park Ordinance was last updated in 1972; and

**WHEREAS**, revisions to this ordinance are needed to adopt new NFPA (National Fire Protection Association) separation and setback requirements; and

**WHEREAS**, revisions are also needed to reflect changes in terminology and technology in manufactured housing; and

**WHEREAS**, the proposed amendment will provide clearer guidance to those communities that wish to enact their own local rules governing mobile home parks; and

**WHEREAS**, the proposed changes will provide for a safer and healthier environment in Cook County mobile home communities and will enhance the quality of life of all park residents.

**NOW, THEREFORE, BE IT ORDAINED**, that the Mobile Home Ordinance is hereby amended as set forth below:

**MOBILE HOMES AND MOBILE HOME PARK ORDINANCE**

- 5-291. Purpose**
- 5-292. Definitions**
- 5-293. License**
- 5-294. Permit - Application**
- 5-295. Issuance or Written Explanatory Denial**
- 5-296. License Fee - Rate**
- 5-297. Revocation - Suspension**
- 5-298. Construction and Remodeling Permits**
- 5-299. Operating Requirements**
- 5-300. Community Kitchens - Plumbing and Electrical Installations**
- 5-301. Department Keeps Original Application**
- 5-302. List of Mobile Home Parks**
- 5-303. Registration of Mobile Homes with Park**

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- 5-304. Fines
- 5-305. Exclusions
- 5-306. Department Duties
- 5-307. Hearing Requirement
- 5-308. Administrative Review Act
- 5-309. Severability
- 5-310. Park Expected
- 5-311. Effective Date
- 5-312. Repeal Prior Ordinance

**Note:** This item was also referred to the Committee on Zoning and Building.  
(See Comm. No. 272035).

**\*Referred to the Committee on Health and Hospitals on 07/12/05.**

**\*\*Deferred at the Health and Hospitals Committee meeting of 07/26/05.**

Commissioner Silvestri stated that the purpose of this meeting is to consider the revisions and proposed amendments to the Mobile Homes and Mobile Home Park Ordinance.

**Commissioner Quigley, seconded by Commissioner Murphy, moved approval to accept Amendment #2 for Communication No. 272034. The motion carried.**

Commissioner Murphy noted that she received 572 telephones calls and correspondences regarding the mobile home parks. Additionally, she noted that park owners may have employed scare tactics against residents.

Commissioner Murphy commented that her staff worked diligently with the Mobile Home Association, Local Fire Protection Districts and Fire Departments to ensure the safety of the mobile home parks.

Commissioner Hansen stated the necessity to communicate with the residents of the mobile home parks regarding public health, public safety, fire protection and law enforcement.

Dr. Stephen A. Martin, Jr., Chief Operating Officer, Department of Public Health stated the department held meetings at the Bridgeview Courthouse where they discussed the various issues with the mobile home residents. The Department of Public Health has availed itself to all mobile park homeowners.

**Public Speakers**

- 1) Michael Noonan, Illinois Housing Institute
- 2) Maye Beth Hadfield, Illinois Housing Institute
- 3) Dan Tholotowsky, Fire Marshall, Pleasantview Fire Protection District
- 4) Ed Murphy, Assistant Fire Chief, Roberts Park Fire Protection District
- 5) Terry Nelson, President, Mobile Home Owners Association of Illinois

**Commissioner Murphy, seconded by Commissioner Moreno, moved the approval of Communication No. 272034, as amended. The motion carried.**

**Note:** The full text to An Ordinance Amending the Mobile Homes and Mobile Home Parks Ordinance, as Amended is contained in the Zoning and Building Committee Report of September 15, 2005 in this Journal of Proceeding, page 2956.

**Commissioner Steele moved to adjourn the meeting, seconded by Commissioner Moreno. The motion carried and the meeting was adjourned.**

Respectfully submitted,

COMMITTEE ON HEALTH AND HOSPITALS

JERRY BUTLER, Chairman

ATTEST: MICHELLE HARRIS, Secretary

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Commissioner Butler, seconded by Commissioner Daley, moved that the Report of the Committee on Health and Hospitals be approved and adopted. **The motion carried unanimously.**

**REPORT OF THE LABOR SUBCOMMITTEE**

September 15, 2005

The Honorable,  
The Board of Commissioners of Cook County

**ATTENDANCE**

Present: Chairman Murphy, Vice Chairman Moreno, Commissioners Butler, Gorman, Hansen and Maldonado (6)

Absent: Commissioner Sims (1)

Also Present: Commissioners Peraica and Silvestri (2)

Ladies and Gentlemen:

Your Labor Subcommittee of the Board of Commissioners of Cook County met pursuant to notice on Thursday, September 15, 2005 at the hour of 1:00 P.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Subcommittee has considered the following item and upon adoption of this report, the recommendation is as follows:

272038 AMENDMENT TO THE COOK COUNTY LIVING WAGE ORDINANCE (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Peter N. Silvestri, County Commissioner; Co-sponsored by Gregg Goslin, Carl R. Hansen, Jerry Butler, Elizabeth Ann Doody Gorman, Roberto Maldonado, Joseph Mario Moreno, Joan Patricia Murphy, Anthony J. Peraica and Deborah Sims, County Commissioners.

The following is a synopsis of the Proposed Ordinance Amendment.



PROPOSED ORDINANCE AMENDMENT

**AN ORDINANCE AMENDING THE  
COOK COUNTY LIVING WAGE ORDINANCE**

**WHEREAS**, on September 15, 1998, the Cook County Board of Commissioners enacted the Cook County Living Wage Ordinance to establish meaningful employee compensation for lowest wage individuals employed by a person or business entity awarded a contract or subcontract with Cook County; and

**WHEREAS**, on December 1, 2004, said Ordinance was amended to require compensation of the living wage for services performed or produced by lowest paid individuals employed by a person or business entity awarded a contract or subcontract with Cook County or by a for-profit person or business entity of an owner occupied property who receives or renews a Class 6b or Class 9 property tax incentive pursuant to the Cook County Real Property Assessment Classification Ordinance (Ordinance 02-O-14); and

**WHEREAS**, there are currently approximately 3,500 units which are certified as supportive living facilities by the State of Illinois Department of Public Aid, with 1,700 such units being located in Cook County, and another 3,000 new units are in the planning stages, with 1,500 new units currently planned for occupancy in Cook County; and

**WHEREAS**, said 2004 Amendment has created an impediment to the Illinois Supportive Living Program within Cook County, thereby diminishing a key component of housing and health services for the elderly and low income populations in Cook County; and

**WHEREAS**, the current ordinance has created a "chilling effect" on possible new units being built in our county, discourage renewals of Class 6b and Class 9 incentives, and ultimately may place current Cook County HOME funds, used to finance many of these projects, in jeopardy of default.

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF COMMISSIONERS OF THE COUNTY OF COOK** that the Cook County Living Wage Ordinance (05-O-02) is hereby amended as follows:

<b>Section 1.</b>	<b><u>Living Wage Requirements.</u></b>
<b>Section 2.</b>	<b><u>Applicability.</u></b>
<b>Section 3.</b>	<b><u>Severability.</u></b>
<b>Section 4.</b>	<b><u>Effective Date.</u></b>

**\*Referred to the Labor Subcommittee on 07/12/05.**

**Chairman Murphy asked leave that all Commissioners on the Subcommittee, as well as all additional Commissioners present be added as co-sponsors.**

Chairman Murphy delivered the following introduction and clarification of the proposed Amendment to the Ordinance. The exemptions to this Ordinance include application renewals of Class 9 Property Incentives for supportive living facilities as certified by the State of Illinois Department of Public Aid pursuant to the Cook County Real Property Assessment Classification Ordinance. "Supportive living facility" is defined as a program which establishes an alternative to nursing home care for persons classified as low-income, older persons, and persons with disabilities under Medicaid and certified by the State of Illinois.

Chairman Murphy asked the Secretary to the Board to call upon the registered public speakers.

**Public Speaker**

1. James Keledjian – President, National Equity Fund, Inc.
2. Manny Binstock – The Pointe at Kilpatrick SLF
3. Blair Minton – Attorney at Law, Blair Minton & Associates
4. Jerome Finis – President, Affordable Assisted Living Coalition

**Written statement only**

1. Wayne Smallwood – Former Head, Illinois Department of Public Aid
2. Mitch Hamblet – General Manager, Eden Supportive Living Facility

**Commissioner Gorman, seconded by Commissioner Hansen, moved the approval of Communication No. 272038. The motion carried.**

**05-O-42**

**ORDINANCE AMENDMENT**

**Sponsored by**

**THE HONORABLE PETER N. SILVESTRI, COUNTY COMMISSIONER**

**Co-Sponsored by**

**THE HONORABLE GREGG GOSLIN, CARL R. HANSEN, JERRY BUTLER,  
ELIZABETH ANN DOODY GORMAN, ROBERTO MALDONADO,  
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA  
AND DEBORAH SIMS, COUNTY COMMISSIONERS**

**AN ORDINANCE AMENDING THE COOK COUNTY LIVING WAGE ORDINANCE**

**WHEREAS**, on September 15, 1998, the Cook County Board of Commissioners enacted the Cook County Living Wage Ordinance to establish meaningful employee compensation for lowest wage individuals employed by a person or business entity awarded a contract or subcontract with Cook County; and

**WHEREAS**, on December 1, 2004, said Ordinance was amended to require compensation of the living wage for services performed or produced by lowest paid individuals employed by a person or business entity awarded a contract or subcontract with Cook County or by a for-profit person or business entity of an owner occupied property who receives or renews a Class 6b or Class 9 property tax incentive pursuant to the Cook County Real Property Assessment Classification Ordinance (Ordinance 02-O-14); and

**WHEREAS**, there are currently approximately 3,500 units which are certified as supportive living facilities by the State of Illinois Department of Public Aid, with 1,700 such units being located in Cook County, and another 3,000 new units are in the planning stages, with 1,500 new units currently planned for occupancy in Cook County; and

**WHEREAS**, said 2004 Amendment has created an impediment to the Illinois Supportive Living Program within Cook County, thereby diminishing a key component of housing and health services for the elderly and low income populations in Cook County; and

**WHEREAS**, the current ordinance has created a "chilling effect" on possible new units being built in our county, discourage renewals of Class 6b and Class 9 incentives, and ultimately may place current Cook County HOME funds, used to finance many of these projects, in jeopardy of default.

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF COMMISSIONERS OF THE COUNTY OF COOK** that the Cook County Living Wage Ordinance (05-O-02) is hereby amended as follows:

**Section 1. Living Wage Requirements**

A Living Wage for services performed or produced shall be paid to lowest-wage individuals employed by a person or business entity awarded a contract or subcontract with Cook County or by a for-profit person or business entity of an owner-occupied property who receives or renews a Class 6b or Class 9 property tax incentive, except in applications or renewals of Class 9 property incentives for supportive living facilities as certified by the State of Illinois Department of Public Aid, pursuant to the Cook County Real Property Assessment Classification Ordinance (02-O-14).

**(A)** Definitions. For the purpose of this Ordinance only the following terms shall have the following meanings:

1. "Living Wage" means a minimum wage of no less than \$9.43 per hour if employee health benefits are provided, or \$11.78 per hour without health benefits. The employee health benefit contribution shall not exceed 25% of the health insurance premium. As of January 1, 2006, and each January 1 thereafter, the Living Wage shall be adjusted, using the most recent federal poverty guidelines for a family of four as published annually by the United States Department of Health and Human Services, to constitute the following: there will be an annual adjustment calculated as 100% of the federal poverty line for a family of four (as defined by the U.S. Department of Health and Human Services) with health benefits and 125% of the federal poverty line for a family of four without health benefits.
2. "Contract" means any written agreement requiring board approval whereby the County is committed to expend or does expend funds in connection with any contract or subcontract which requires in the performance thereof the employment of any number of full time non-county employees, including, but not limited to, the following classifications: cashier, clerical, custodial, day laborer, elevator operator, home and health care, laundry, leased employee, parking attendant, and security guard. The term "Contract" shall not include contracts with Not-For-Profit Organizations, Community Development Block Grants, President's Office of Employment Training, Sheriff's Work Alternative Program, or Department of Correction inmates.
3. "Contracting Agency" means the County of Cook.

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4. "Eligible Contractors" means any person or business entity awarded a contract or subcontract by the County of Cook which requires in the performance thereof the employment of any number of full time non-county employees, including, but not limited to, the following classifications: cashier, clerical, custodial, day laborer, elevator operator, home and health care, laundry, leased employee, parking attendant, and security guard.
  5. "Not-for Profit Organization" means a corporation having tax exempt status under Section 501 (C) (3) of the United States Internal Revenue Code and recognized under Illinois State not-for-profit law.
  6. "Property Tax Incentive" means a reduction in the assessment level as set forth in the Cook County Real Property Assessment Classification Ordinance (02-O-14) for Class 6b industrial property or Class 9 multifamily residential property.
  7. "Supportive living facilities" mean programs which establish an alternative to nursing home care for low income older persons and persons with disabilities under Medicaid and certified by the State of Illinois Department of Public Aid.
- (B) Every contract shall contain a provision or provisions stipulating that they are currently paying the Living Wage required to be paid to the employees listed under paragraph A (1), and each such Contract shall further contain provisions obligating the Eligible Contractor, or subcontractor of such Eligible Contractor, to pay its employees for work at not less than the Living Wage.
- (C) Every for-profit person or business entity of an owner-occupied property who receives or renews a Class 6b or Class 9 property tax incentive, except as exempted herein for state certified supportive living facilities, shall provide an affidavit to the applicable Cook County Agency stipulating that such person or business entity is currently paying the Living Wage required to be paid to the employees listed under paragraph A (1).
- (D) The Purchasing Agent shall require as part of the bidding and sole source procedure that any covered contractor provide the County of Cook certification of its compliance with this Ordinance.
- (E) Any contract that violates the provisions contained in this Ordinance shall be subject to cancellation by the Cook County Board of Commissioners.
- (F) Any contractor disqualified from eligibility by the Cook County Board of Commissioners shall be ineligible for two years following violation of this Ordinance.
- (G) Annually, the Cook County Assessor's Office shall review and analyze the property tax incentives program to determine whether the living wage program has resulted in less application for and utilization of the incentive classification. A report of this review shall be provided by the Cook County Board of Commissioners.

**Section 2. Applicability**

- (A) This Ordinance shall apply to contracts advertised for bid or if not advertised for bid, approved for sole source or to for-profit persons or business entities of owner-occupied properties who receive a Class 6b or Class 9 property tax incentive on or after January 1, 2005.
- (B) This Ordinance shall not apply to any applications or renewal of a Class 9 tax incentive, as provided under the Cook County Real Property Assessment Classification Ordinance (02-O-14), for supportive living facilities certified by the State of Illinois Department of Public Aid.
- ~~(B)~~ (C) This Ordinance shall not apply to any contract with the County of Cook entered into prior to the effective date of the ordinance.
- ~~(C)~~ (D) All resolutions or ordinances or parts thereof in conflict with the provisions of this ordinance to the extent of such conflict are hereby repealed effective upon passage of this ordinance.

**Section 3. Severability**

All portions of this Ordinance are severable, and if any of its provisions or any sentence, clause or paragraph shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the remaining provisions.

**Section 4. Effective Date**

This amended ordinance shall take full force and effect ~~on January 1, 2005~~ upon passage.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Silvestri noted that fifty-one senior citizens from Churchview Supportive Living and Pioneer Gardens are in attendance.

**Commissioner Butler moved to adjourn the meeting, seconded by Commissioner Hansen. The motion carried and the meeting was adjourned.**

Respectfully submitted,

LABOR SUBCOMMITTEE

JOAN PATRICIA MURPHY, Chairman

ATTEST: MICHELLE HARRIS, Secretary

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Report of the Labor Subcommittee be approved and adopted. **The motion carried unanimously.**

**REPORT OF THE PUBLIC HEALTH SUBCOMMITTEE**

September 13, 2005

The Honorable,  
The Board of Commissioners of Cook County

**ATTENDANCE**

Present: Chairman Collins, Vice Chairman Claypool, Commissioners Butler, Gorman, Silvestri and Steele (6)

Absent: Commissioner Goslin (1)

Also

Present: Commissioners Murphy and Peraica (2); Patrick T. Driscoll, Jr., - Deputy State's Attorney, Chief of the Civil Actions Bureau, State's Attorney's Office; and Daniel G. Parmer, D.M.V. - Administrator, Cook County Department of Animal and Rabies Control

Ladies and Gentlemen:

Your Public Health Subcommittee of the Board of Commissioners of Cook County met pursuant to notice on Tuesday, September 13, 2005 at the hour of 11:00 A.M. in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

Your Subcommittee has considered the following items and upon adoption of this report, the recommendations are as follows:

262023 FISCAL IMPACT OF MENTALLY ILL ARRESTEES ON COOK COUNTY RESOLUTION (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by Earlean Collins, County Commissioner; Co-Sponsored by John H. Stroger, Jr., President, Forrest Claypool, John P. Daley, Elizabeth Ann Doody Gorman, Gregg Goslin, Carl R. Hansen, Roberto Maldonado, Joan Patricia Murphy, Anthony J. Peraica, Mike Quigley, Peter N. Silvestri, Deborah Sims, Bobbie L. Steele and Larry Suffredin, County Commissioners.

**PROPOSED RESOLUTION**

**FISCAL IMPACT OF MENTALLY ILL ARRESTEES ON COOK COUNTY**

**WHEREAS**, Cook County is a home rule unit of local government pursuant to Article VII, Section 6a of the Illinois Constitution of 1970 with powers to regulate those matters which pertain to its government and affairs; and

**WHEREAS**, Cook County has the power and responsibility to conduct public hearings regarding certain matters pertaining to Cook County Government; and



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**WHEREAS**, the fiscal impact of Mentally Ill Arrestees on Cook County Jail and the Juvenile Temporary Detention Center is unknown, Cook County Jail is reported to have approximately 800 Mentally Ill Arrestees in the system according to 2002 statistics; and

**WHEREAS**, the rate of recidivism among the mental ill population, commonly referred to as the "revolving door syndrome", poses a financial hardship on the Cook County budget, and makes it more difficult to comply with the Federal Consent Decree on overcrowding; and

**WHEREAS**, the State of Illinois has relinquished most of its responsibilities for adequate care for the mentally ill without adequate plans for services and housing at the local level which has contributed greatly to our jail populations.

**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Commissioners shall conduct informational hearings to ascertain the fiscal impact of Mentally Ill Arrestees on the Cook County Budget, and the ability of the Cook County Jail system to comply with the Federal Consent Decree on overcrowding; and

**BE IT FURTHER RESOLVED**, that the Cook County Board of Commissioners seek legal remedies to insure that the State of Illinois assumes its responsibilities for decentralization of mentally ill patients to local communities in accordance with Federal regulations.

Chairman Collins thanked everyone for coming to the meeting and participating in the County's quest to find ways to reduce the population in the County's jail system.

Chairman Collins stated that on June 21, 2005, she and several Commissioners introduced to the Board a framework for a comprehensive Jail Diversion Program for Cook County. This program includes a pilot program for the mentally challenged, chronic alcoholics and substance abusers. The objectives are to ensure more humane assessment and treatment for the mentally ill and chronic addicts; to afford the County the opportunity to ensure equal treatment and protection under the law for all citizens; to reduce the jail population and maintain compliance with the Federal Consent Decree; and to reduce the financial burden on the tax payers of Cook County.

Chairman Collins further stated that jails across the United States are rapidly changing into mental health institutions; primarily because states have abdicated their responsibility and have closed most mental institutions without adequately connecting those patients to community-based health facilities. The mentally challenged inmate population, according to the Sheriff's Office, ranges from about 1000 to 1,200, and the average length of stay is approximately 180 days. This is approximately 50% longer than the length of stay for other detainees. The cost of housing, according to the Sheriff's Office, is approximately \$70 per day for each detainee, and the County spends approximately \$75,000 to \$85,000 per day for the total number of detainees who are housed in the County Jail. Annually, out of the 100,000 admissions approximately 60% suffer from drug addiction or other chemical dependencies.

The dwindling federal and state resources allocated for the treatment of this population pose a tremendous burden on the County Budget. Chairman Collins stated that it is time for the County to take serious action. Any Jail Diversion Program must address the issue of race; County Jails and Penal Institutions across the Country are comprised of approximately 70% to 80% people of color. This raises serious questions as to equal protection under the law. Other communities are able to deter the types of crimes which most individuals of color are jailed. She further stated that for these reasons the County can reduce the population of its jails by simple gestures and fairness. Commissioner Collins stated that this would take training of both law enforcement personnel and governmental institutions, in order to implement a no-tolerance policy. Such a policy would address any actions that might lead to mistreatment and unequal justice in the County's criminal justice system. Commissioner Collins concluded by noting that she is grateful to the individuals who have been working with the County since the Ordinance was introduced.

**Commissioner Silvestri, seconded by Commissioner Steele, moved to defer Communication No. 262023. The motion carried.**

271733 ESTABLISH THE PARTNERS AGAINST ANIMAL CRUELTY (PAAC) TASK FORCE AND TO PROMOTE EDUCATION WITHIN COOK COUNTY TO REDUCE AND PREVENT ANIMAL ABUSE AND RELATED INTERPERSONAL VIOLENCE (PROPOSED RESOLUTION). Submitting a Proposed Resolution sponsored by Joan Patricia Murphy, County Commissioner; and Co-Sponsored by John H. Stroger, Jr., President, Elizabeth Ann Doody Gorman and Deborah Sims, County Commissioners.

The following is a synopsis of the Proposed Resolution.

PROPOSED RESOLUTION

**A RESOLUTION TO ESTABLISH THE PARTNERS  
AGAINST ANIMAL CRUELTY (PAAC) TASK FORCE AND  
TO PROMOTE EDUCATION WITHIN COOK COUNTY TO  
REDUCE AND PREVENT ANIMAL ABUSE AND  
RELATED INTERPERSONAL VIOLENCE**

**WHEREAS**, criminal profiling experts associated with the Federal Bureau of Investigation have identified a strong correlation between animal abuse and violence against humans and have documented cruelty to animals as one of the traits which indicates the characteristics of a violent personality which is demonstrated by the disproportionately high number of violent killers in the prison system, virtually every serial killer, and recent cases of school violence; all of which have involved persons with a history of animal abuse; and

**WHEREAS**, the Partners Against Animal Cruelty (PAAC) Task Force was formed in September 2004, to coordinate a county-wide effort to abolish cruelty, neglect and violence involving animals in order to improve the quality and safety of their lives as well as the lives and safety of the citizens of our communities.

**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Commissioners recognizes the establishment of Partners Against Animal Cruelty (PAAC), a volunteer organization governed by the Cook County Board of Commissioners, comprised of an advisory board of five to seven members, one appointee from each of the seventeen (17) commissioner districts, and a representative from each of the thirty (30) townships as well as law enforcement, animal control wardens, animal organizations, and shelters; and

**BE IT FURTHER RESOLVED**, that the Cook County Board of Commissioners:

1. Recognizes that individuals who abuse animals are more likely to commit more serious violent crimes against humans.
2. Urges social workers, teachers, mental health professionals, and others to be aware of the connection between animal cruelty and human violence and to evaluate carefully and to monitor closely individuals who have a history of abusing animals since this may indicate a propensity to commit violence against other humans.

3. Urges appropriate local and county agencies to encourage and support research to increase the understanding of the connection between cruelty to animals and violence against humans in order to utilize instances of animal abuse to identify and intervene with potentially violent individuals and to assist in identifying and protecting children at risk of abuse and neglect.
4. Urges agencies which are undertaking research on violent crime and its causes to incorporate examination of the link between violence against animals and violence against humans.
5. Urges local law enforcement officials, particularly prosecutors and judges, to treat cases of animal cruelty seriously both because such cruelty is a reliable indicator of the potential for domestic violence and other forms of violence against humans.
6. Commends the fine work of local animal control officials and humane investigators who help enforce laws against animal abuse and urges these professionals to work more closely with local law enforcement personnel to identify and prevent potential violence against humans.

**\*Referred to the Public Health Subcommittee on 06/21/05.**

Commissioner Murphy stated that since 2004 her office has been working with law enforcement agencies, humane and anti-cruelty organizations, elected officials and members of the general public to promote awareness not only regarding cruelty to animals but also its direct correlation to crimes against people; this is how Partners Against Animal Cruelty came into being (PAAC).

Commissioner Murphy stated that animal cruelty encompasses a range of behavior harmful to animals. She stated further that today the Committee will be discussing intentional cruelty and abuse.

Chairman Collins asked whether the County has procedures in place for children who abuse animals.

Commissioner Murphy replied that those children will be identified by law enforcement officers, and then Social Services will be brought in so that the children can receive the proper treatment.

Chairman Collins asked the Secretary to the Board to call upon the public speakers.

**Public Speakers**

1. Diane Bedrosian - Executive Director, South Suburban Family Shelter
2. Ledy VanKavage - Director, American Society for the Prevention of Cruelty to Animals (A.S.P.C.A.)
3. Meribeth Mermall - Assistant State's Attorney, State's Attorney's Office
4. Cynthia Bathurst - Dog Advisory Work Group (D.A.W.G.), Court Advocacy
5. Dr. Daniel G. Parmer - Administrator, Department of Animal and Rabies Control
6. Marianne Wielgosz - Dog Advisory Work Group (D.A.W.G.), Court Advocacy
7. Barbara Chadwick - Dog Advisory Work Group (D.A.W.G.), Court Advocacy
8. Marjorie O'Dea - Chief of Police, Sheriff's Police Department
9. Tom Kinsella - Deputy Chief, Sheriff's Police Department
10. Sandra Brode - Attorney, Chicago Police Department/Division of Legal Affairs
11. Jo-Elle Mogerman - Director of Community Relations, Brookfield Zoo
12. Katherine Kirby - Chicago Crime Commission
13. Peggy Miller - Alliance Tackling Animal Control
14. Delores Marie Naughton - Concerned Citizen
15. Holly O'Mara - Dog Advisory Work Group (D.A.W.G.), Court Advocacy
16. Jonathan Lackland - Senior Administration Director for Legislative Services (A.S.P.C.A.)

**Record of Appearance Only**

1. Donald Urbon - Humane Investigator, Anti Cruelty Society
2. Tammra Block - Police Officer,

Dr. Parmer stated that he would like to thank Chairman Collins and Commissioners Murphy and Steele for their interest regarding animal cruelty.

In closing, Commissioner Murphy thanked her staff member Dolores McLaughlin for all of her hard work, and Wilmarie Jason, a constituent from Palos Park, who brought the animal cruelty matter to her attention.

**Commissioner Silvestri, seconded by Commissioner Steele, moved to defer Communication No. 271733. The motion carried.**

271734 COOK COUNTY JAIL DIVERSION PROGRAM (PROPOSED ORDINANCE). Submitting a Proposed Ordinance sponsored by Earlean Collins, County Commissioner; and Co-Sponsored by Larry Suffredin, John H. Stroger, Jr., President, Forrest Claypool, John P. Daley, Elizabeth Ann Doody Gorman, Gregg Goslin, Carl R. Hansen, Roberto Maldonado, Joseph Mario Moreno, Joan Patricia Murphy, Anthony J. Peraica, Mike Quigley, Peter N. Silvestri, and Bobbie L. Steele, County Commissioners.

The following is a synopsis of the Proposed Ordinance.

**PROPOSED ORDINANCE**

**ARTICLE I  
GENERAL PROVISIONS**

**Section 1.1 Short Title**

This Ordinance shall be cited and known as the "Cook County Jail Diversion Program"

**Section 1.2 Preamble**

**ARTICLE II  
DEFINITIONS**

**Section 2.1 Definitions**

**ARTICLE III  
CREATION OF COOK COUNTY JAIL DIVERSION PILOT PROGRAM**

**Section 3.1 Scope of Services**

**Section 3.2 Target Population**

**Section 3.3 Target Communities**

**Section 3.4 Jail Diversion**

**Section 3.5 Intergovernmental Agreement**

**ARTICLE IV  
ADVISORY PANEL**

**Section 4.1 Purpose**

**Section 4.2 Structure**

**Section 4.3 Powers and Duties of Advisory Panel**

**ARTICLE V  
ESTABLISHMENT OF A CENTRAL DATABASE**

**Section 5.1 Establishment of A Central Database**

**ARTICLE VI  
EVALUATIONS**

**Section 6.1 Police Evaluations**

**Section 6.2 Performance Measurement Standards**

**ARTICLE VII  
APPLICABILITY**

**Section 7.1 Applicability**

**ARTICLE VIII  
SEVERABILITY**

**Section 8.1 Severability**

**ARTICLE IX  
EFFECTIVE DATE**

**Section 9.1 Effective Date**

**\*Referred to the Public Health Subcommittee on 06/21/05.**

Chairman Collins asked the Secretary to the Board to call upon the public speakers.

**Public Speakers**

1. Ray Harris - Intergovernmental Affairs Director, AFSCME Council 31
2. Dr. Carl Alimo - Cermak Health Services of Cook County, Department of Mental Health
3. Peter Coolsen, MSW - Court Administrator, Criminal Division, Circuit Court of Cook County
4. Jackie Reed - Executive Director, Westside Health Authority
5. Barbara Evans - Executive Director, Westside Health Partnership
6. Phil Steven - Illinois Criminal Justice Information Authority
7. Arnie Bryant - President, West Suburban N.A.A.C.P.
8. Maureen McDownell - Director of Justice Operations, Treatment Alternatives for Safe Communities (TASC)
9. Patrick T. Driscoll, Jr. - Deputy State's Attorney, Chief, Civil Actions Bureau
10. Scott Kurtovich - Acting Director, Cook County Department of Corrections
11. Robert Moore - CEO, United for Better Communities
12. Sharon Hoffman - Assistant Director, Social Service Department
13. Mike Bacula - Executive Assistant, Adult Probation Department
14. Lydia Tuck - Executive Director, Community Mental Health Board of Oak Park
15. George Blakemore - Concerned Citizen
16. Charles A. Fasano - Director, Prisons and Jails Program, John Howard Association

**Commissioner Silvestri, seconded by Commissioner Steele, moved to defer Communication No. 271734. The motion carried.**

**Commissioner Steele moved to adjourn the meeting, seconded by Commissioner Silvestri. The motion carried and the meeting was adjourned.**

Respectfully submitted,

PUBLIC HEALTH SUBCOMMITTEE

EARLEAN COLLINS, Chairman

ATTEST: MICHELLE HARRIS, Secretary

The transcript for this meeting is available in the Office of the Secretary to the Board, 118 North Clark Street, Room 567, Chicago, Illinois 60602.

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Commissioner Peraica, seconded by Commissioner Silvestri, moved that the Report of the Public Health Subcommittee be approved and adopted. **The motion carried unanimously.**

**ORDINANCES**

**05-O-43**

**ORDINANCE AMENDMENT**

**Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, BOBBIE L. STEELE**

**AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**Co-Sponsored by**

**THE HONORABLE JOHN P. DALEY AND DEBORAH SIMS, COUNTY COMMISSIONERS**

**AN ORDINANCE AMENDING THE CLERK OF THE CIRCUIT COURT  
COURT AUTOMATION FEES ORDINANCE**

**WHEREAS, ~~Ill. Rev. Stat., Ch. 25, Sec. 27.3a, et seq., Illinois Compiled Statutes, 705 ILCS 105/27.3a, et seq.,~~** authorizes county boards to require the Clerk of the Circuit Court to collect a court automation fee to be used to establish and maintain an automated record keeping system; and

**WHEREAS, on October 3, 1988, the Cook County Board of Commissioners adopted County Ordinance 88-O-45 (Ordinances of Cook County, Chapter 13, Sections 13-186.1-186.4) establishing the Court Automation Fund and authorizing the Clerk of the Circuit Court to collect an additional court filing fee of \$3.00; and**

**WHEREAS, Section 1 of P.A. 87-670, effective January 1, 1992, amended ~~Ill. Rev. Stat., Ch. 25, Sec. 27.3a, et seq., Illinois Compiled Statutes, 705 ILCS 105/27.3a, et seq.,~~** by increasing the fees authorized to be collected to an amount not to exceed \$5.00; and

**WHEREAS, on February 3, 1992, the Cook County Board of Commissioners approved County Ordinance 92-O-15 increasing the fee to \$5.00; and**



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**WHEREAS**, on August 15, 2005, Public Act 94-0595, approved by the State Legislature and signed by the Governor, amended Illinois Compiled Statutes, 705 ILCS 105/27.3a, et seq., increasing the maximum court automation fee to \$15.00; and

**WHEREAS**, the Clerk of the Circuit Court has requested that the automation fees be increased as authorized by the Legislature; and

**WHEREAS**, the Clerk of the Circuit Court has represented that the dramatically increased costs since 1992 associated with updating the functionality and accessibility of the automated records of the circuit court including hardware, software, and research and development justify and necessitate the increased fees; and

**WHEREAS**, the Board of Commissioners of Cook County desire to increase the fee as requested.

### **NOW, THEREFORE, BE IT ORDAINED THAT:**

Cook County Ordinances 92-O-03 adopted December 11, 1991 and 92-O-15 adopted February 3, 1992, are amended as follows:

SECTION 1. In accordance with provisions set forth in ~~Ill. Rev. Stat., Ch. 25, Sec. 27.3a, et seq.~~ Illinois Compiled Statutes, 705 ILCS 105/27.3a, et seq., a court automation fee is hereby imposed in the County of Cook. The Clerk of the Circuit Court of Cook County shall charge and collect a court automation fee of ~~\$5.00~~ \$15.00 from each party in all civil cases and by the defendant in any felony, traffic misdemeanor, municipal ordinance, or conservation case upon a judgment of guilty or grant of supervision, provided that the record-keeping system which processes the case category for which the fee is charged is automated or has been approved for automation by the County Board.

Such fee shall be paid at the time of filing the first pleading, paper or other appearance filed by each party. No additional fee shall be required if more than one party is presented in a single pleading, paper or other appearance.

### **Definitions**

SECTION 2. Except where the context otherwise requires, the terms, words and/or phrases used in this Ordinance shall be ascribed the same meaning as those terms defined or used by the ~~Ill. Rev. Stat., Ch. 25, Sect. 27.3a, et seq.~~ Illinois Compiled Statutes, 705 ILCS 105/27.3a, et seq.

### **Collection and Enforcement**

SECTION 3. In accordance with the provisions set forth in ~~Ill. Rev. Stat., Ch. 25, Sec. 27.3a, et seq.~~ Illinois Compiled Statutes, 705 ILCS 105/27.3a, et seq., such ~~\$5.00~~ \$15.00 court automation fee shall be charged and collected by the Clerk of the Circuit Court. Such fee shall be collected in the manner in which all other fees or costs are collected.

This fee shall be in addition to all other fees and charges of such clerk, and assessable as costs, and shall be remitted monthly by such clerk to the County Treasurer, to be retained by him in a special fund designated as the court automation fund. The fund shall be audited by the County Auditor, and the Board shall make expenditure from the fund in payment of any cost related to the automation of court records, including hardware, software, research and development costs and personnel related thereto, provided that the expenditure is approved by the Clerk of the Circuit Court and by the Chief Judge of the Circuit Court or his designate.

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This fee shall not be charged in any matter coming to any such clerk on change of venue, nor in any proceeding to review the decision of any administrative officer, agency or body. The Clerk of the Circuit Court shall not collect the fees herein authorized from any official, department, or agency of Cook County Government where the services provided by the Clerk of the Circuit Court are for official purposes. Any County official, department or agency requesting services from the Clerk of the Circuit Court pursuant to this provision shall be required to indicate that the request is made for "Official Purposes." The Clerk of the Circuit Court shall establish and keep a record of the fee exempt services rendered to each County official, department or agency. Such records shall be available on request, to the Chief Financial Officer of Cook County.

**Copy of Ordinance to Clerk of the Circuit Court,  
County Treasurer and County Auditor**

SECTION 4. In accordance with the provisions set forth in ~~Ill. Rev. Stat., Ch. 25, Sec. 27.3a, et seq.~~ Illinois Compiled Statutes, 705 ILCS 105/27 3a, et seq., the Clerk shall commence such charges and collections upon receipt of written notice from the Chairman of the County Board together with a certified copy of the Board's ordinance, which the Clerk shall file of record in his office.

**Effective Date**

This Ordinance shall be effective ~~upon passage~~ on January 1, 2006, in accordance with the effective date of Public Act 94-0595.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Daley, seconded by Commissioner Silvestri, moved that the Ordinance Amendment be approved and adopted.

Commissioner Suffredin, seconded by Commissioner Silvestri, moved to amend the Ordinance Amendment by inserting "upon a judgement of guilty or grant of supervision" in Section 1 following "conservation case". **The motion carried unanimously.**

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Ordinance Amendment be approved and adopted, as amended. **The motion carried.**

**Commissioner Peraica voted "no" on the above item.**

\* \* \* \* \*

**05-O-44**

**ORDINANCE AMENDMENT**

**Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, BOBBIE L. STEELE  
AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**Co-Sponsored by**

**THE HONORABLE JOHN P. DALEY AND DEBORAH SIMS, COUNTY COMMISSIONERS**

**AN ORDINANCE AMENDING THE CLERK OF THE CIRCUIT COURT  
DOCUMENT STORAGE FEES ORDINANCE**

**WHEREAS**, ~~Ill. Rev. Stat., Ch. 25, Section 27.3e, et seq.~~ Illinois Compiled Statutes, 705 ILCS 105/27.3c, et seq., authorizes county boards to require the Clerk of the Circuit Court to collect a court document storage fee to be used to establish a document storage system; and

**WHEREAS**, on January 7, 1991, the Cook County Board of Commissioners adopted County Ordinance 91-O-07 establishing the Document Storage Fund and authorizing the Clerk of the Circuit Court to collect an additional court filing fee of \$3.00; and

**WHEREAS**, Section 1 of P.A. 87-670, effective January 1, 1992, amended ~~Ill. Rev. Stat., Ch. 25, Section 27.3e, et seq.~~ Illinois Compiled Statutes, 705 ILCS 105/27.3c, et seq., by increasing the fees authorized to be collected to an amount not to exceed \$5.00; and

**WHEREAS**, on February 3, 1992, the Cook County Board of Commissioners approved County Ordinance 92-O-14 increasing the fee to \$5.00; and

**WHEREAS**, on August 15, 2005, Public Act 94-0596, approved by the State Legislature and signed by the Governor, amended Illinois Compiled Statutes, 705 ILCS 105/27.3c, et seq., increasing the maximum document storage fee to \$15.00; and

**WHEREAS**, the Clerk of the Circuit Court has requested that the document storage fees be increased as authorized by the Legislature; and

**WHEREAS**, the Clerk of the Circuit Court has represented that the dramatically increased costs since 1992 associated with converting the records of the Circuit Court to micrographic storage, the need to move toward an electronic storage system, and the use of a digital tracking mechanism justify and necessitate the increased fees; and

**WHEREAS**, the Board of Commissioners of Cook County desire to increase the fee as requested.

**NOW, THEREFORE, BE IT ORDAINED THAT:**

Cook County Ordinances 92-O-04 adopted December 11, 1991 and 92-O-14 adopted February 3, 1992, are amended as follows:

## JOURNAL OF PROCEEDINGS FOR SEPTEMBER 20, 2005

SECTION 1. In accordance with provisions set forth in ~~Ill. Rev. Stat., Ch. 25, Section 27.3e, et seq.~~ Illinois Compiled Statutes, 705 ILCS 105/27.3c, et seq., a document storage fee is hereby imposed in the County of Cook. The Clerk of the Circuit Court of Cook County shall charge and collect a document storage fee of ~~\$5.00~~ \$15.00 from each party in all civil cases and by the defendant in any felony, traffic misdemeanor, municipal ordinance, or conservation case upon a judgment of guilty or grant of supervision, provided that the record-keeping system which processes the case category for which the fee is charged is automated or has been approved for automation by the County Board.

Such fee shall be paid at the time of filing the first pleading, paper or other appearance filed by each party. No additional fee shall be required if more than one party is presented in a single pleading, paper or other appearance.

### Definitions

SECTION 2. Except where the context otherwise requires, the terms, words and/or phrases used in this Ordinance shall be ascribed the same meaning as those terms defined or used by the ~~Ill. Rev. Stat., Ch. 25, Sect. 27.3e, et seq.~~ Illinois Compiled Statutes, 705 ILCS 105/27.3c, et seq.

### Collection and Enforcement

SECTION 3. In accordance with the provisions set forth in ~~Ill. Rev. Stat., Ch. 25, Sect. 27.3e, et seq.~~ Illinois Compiled Statutes, 705 ILCS 105/27.3c, et seq., such ~~\$5.00~~ \$15.00 document storage fee shall be charged and collected by the Clerk of the Circuit Court. Such fee shall be collected in the manner in which all other fees are collected.

This fee shall be in addition to all other fees and charges of such clerk, and assessable as costs, and shall be remitted monthly by such clerk to the County Treasurer, to be retained by him in a special fund designated as the "Document Storage Fund". The fund shall be audited by the County Auditor, and the Board shall make expenditure from the fund in payment of any cost related to the automation of court records, including hardware, software, research and development costs and personnel related thereto, provided that the expenditure is approved by the Clerk of the Circuit Court.

This fee shall not be charged in any matter coming to any such clerk on change of venue, nor in any proceeding to review the decision of any administrative officer, agency or body. The Clerk of the Circuit Court shall not collect the fees herein authorized from any official, department, or agency of Cook County Government where the services provided by the Clerk of the Circuit Court are for official purposes. Any County official, department or agency requesting services from the Clerk of the Circuit Court pursuant to this provision shall be required to indicate that the request is made for "Official Purposes." The Clerk of the Circuit Court shall establish and keep a record of the fee exempt services rendered to each County official, department or agency. Such records shall be available on request, to the Chief Financial Officer of Cook County.

### Copy of Ordinance to Clerk of the Circuit Court, County Treasurer and County Auditor

SECTION 4. In accordance with the provisions set forth in ~~Illinois Rev. Stat., Ch. 25, Sec. 27.3e, et seq.~~ Illinois Compiled Statutes, 705 ILCS 105/27.3c, et seq., the Clerk shall commence such charges and collections upon receipt of written notice from the Chairman of the County Board together with a certified copy of the Board's ordinance, which the Clerk shall file of record in his office.

JOURNAL OF PROCEEDINGS FOR SEPTEMBER 20, 2005

**Effective Date**

This Ordinance shall be effective ~~upon passage~~ on January 1, 2006, in accordance with the effective date of Public Act 94-0596.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Daley, seconded by Commissioner Silvestri, moved that the Ordinance Amendment be approved and adopted.

Commissioner Suffredin, seconded by Commissioner Silvestri, moved to amend the Ordinance Amendment by inserting "upon a judgement of guilty or grant of supervision" in Section 1 following "conservation case". **The motion carried unanimously.**

Commissioner Daley, seconded by Commissioner Silvestri, moved that the Ordinance Amendment be approved and adopted, as amended. **The motion carried.**

**Commissioner Peraica voted "no" on the above item.**

**RESOLUTIONS**

Transmitting a Communication, dated August 18, 2005 from

MARK KILGALLON, Chief, Bureau of Human Resources

Transmitting herewith is a proposed Resolution for your consideration and approval. The purpose of the Resolution is: Appropriation adjustments to Accounts 490-814, 499-814 and 899-814 to establish prevailing wage rates for positions specified in the Resolution.

Estimated Fiscal Impact: \$97,986.00.

**05-R-435  
RESOLUTION**

**WHEREAS**, the Board of Commissioners of Cook County on February 24, 2005 adopted the Annual Appropriation Bill for the Fiscal Year 2005; and

**WHEREAS**, the Annual Appropriation Bill creates Accounts 490-814, 499-814, and 899-814 for Appropriation Adjustments for the Corporate, Public Safety, the County Highway and the County Health Funds.

**NOW, THEREFORE, BE IT RESOLVED**, that the wages and salaries of the following positions be fixed as follows:

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<u>Job Code</u>	<u>Job Classification</u>	<u>Hourly Wage Rate</u>	<u>Effective Date</u>
<b><u>ACCOUNT 490-814</u></b>			
2327	Chief Electrical Inspector	\$ 40.35	6-6-05
4013	Chief Telecommunications Electrician	40.35	6-6-05
2330	Electrical Inspector	37.75	6-6-05
2323	Electrical Plan Examiner	37.75	6-6-05
2379	Telecommunications Electrician	35.15	6-6-05
2378	Telecommunications Electrician Foreman	37.75	6-6-05
2225	Ventilating Inspector	38.13	6-1-05
<b><u>ACCOUNT 499-814</u></b>			
2328	Electrical Equipment Technician	35.15	6-6-05
2346	Electrical Equipment Technician Foreman	37.75	6-6-05
2329	Electrical Mechanic	35.15	6-6-05
2324	Electrician	35.15	6-6-05
2326	Electrician Foreman	37.75	6-6-05
2342	Pipecoverer	32.80	6-1-05
2368	Pipecoverer Foreman	34.55	6-1-05
2388	Pipecoverer Material Handler	22.96	6-1-05
2389	Pipecoverer Pre-Apprentice	22.96	6-1-05
2340	Tinsmith	35.31	6-1-05
2341	Tinsmith Foreman	38.13	6-1-05
<b><u>PROVIDENT HOSPITAL OF COOK COUNTY 899-814</u></b>			
2324	Electrician	35.15	6-6-05
2328	Electrical Equipment Technician	35.15	6-6-05
2379	Telecommunications Electrician	35.15	6-6-05
<b><u>STROGER HOSPITAL OF COOK COUNTY 899-814</u></b>			
2328	Electrical Equipment Technician	35.15	6-6-05
2324	Electrician	35.15	6-6-05
2326	Electrician Foreman	37.75	6-6-05
2342	Pipecoverer	32.80	6-1-05
2379	Telecommunications Electrician	35.15	6-6-05
2378	Telecommunications Electrician Foreman	37.75	6-6-05
2340	Tinsmith	35.31	6-1-05
2341	Tinsmith Foreman	38.13	6-1-05



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<u>Job Code</u>	<u>Job Classification</u>	<u>Hourly Wage Rate</u>	<u>Effective Date</u>
<b><u>OAK FOREST HOSPITAL OF COOK COUNTY 899-814</u></b>			
2390	Biomedical Electrical Technician	35.15	6-6-05
2391	Biomedical Electrical Technician Foreman	37.75	6-6-05
2324	Electrician	35.15	6-6-05
2326	Electrician Foreman	37.75	6-6-05
2342	Pipecoverer	32.80	6-1-05
2368	Pipecoverer Foreman	34.55	6-1-05
2388	Pipecoverer Material Handler	22.96	6-1-05
2389	Pipecoverer Pre-Apprentice	22.96	6-1-05
2340	Tinsmith	35.31	6-1-05
2341	Tinsmith Foreman	38.13	6-1-05

**BE IT FURTHER RESOLVED**, that \$17,941.00 from Account 490-814, \$56,654.00 from Account 499-814 and \$23,391.00 from Account 899-814, be provided for these employees.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

\* \* \* \* \*

**05-R-436  
RESOLUTION**

**Sponsored by**

**THE HONORABLE MIKE QUIGLEY, COUNTY COMMISSIONER**

**Co-Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,  
FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,  
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,  
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,  
ANTHONY J. PERAICA, PETER N. SILVESTRI, DEBORAH SIMS,  
BOBBIE L. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**WHEREAS**, Edward and Alice Wasilewski of Westchester were married on August 20, 1955 and celebrated their 50th Anniversary on August 20, 2005; and

**WHEREAS**, upon reaching this milestone, the Wasilewskis became the third couple in their extended family to be married for more than five decades, joining Theodore and Mildred Ratajczyk of Chicago (married 60 years) and Richard and Mickey Ratajczyk of Cicero (married 51 years); and

**WHEREAS**, Edward Wasilewski enjoyed a successful career running a construction company and Alice Wasilewski enjoyed a successful career as a homemaker; and

**WHEREAS**, the Wasilewskis lived and raised their entire family in Cook County; and

**WHEREAS**, Alice and Edward Wasilewski are the proud parents of five children and the proud grandparents of eight grandchildren, most of whom still reside in Cook County.

**NOW, THEREFORE, BE IT RESOLVED**, that we, the Cook County Board of Commissioners, gathered here this 20th day of September 2005, do hereby express our heartiest congratulations to Edward and Alice Wasilewski and their family on the occasion of the Wasilewski's 50th Wedding Anniversary; and

**BE IT FURTHER RESOLVED**, that suitable copies of this Resolution be prepared and presented to Alice and Edward Wasilewski, Mildred and Theodore Ratajczyk, and Mickey and Richard Ratajczyk.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**05-R-437  
RESOLUTION**

**Sponsored by**

**THE HONORABLE GREGG GOSLIN, COUNTY COMMISSIONER**

**Co-Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,  
FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,  
ELIZABETH ANN DOODY GORMAN, CARL R. HANSEN, ROBERTO MALDONADO,  
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,  
MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS, BOBBIE L. STEELE  
AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**HONORING GLENVIEW BUSINESS PERSON OF THE YEAR GREG GOODSITT**

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**WHEREAS**, the Glenview Chamber of Commerce's Business Person of the Year Award is given to a member for outstanding achievements in promoting the image of the Glenview business community; and

**WHEREAS**, the Glenview Chamber of Commerce has named Greg Goodsitt the 2005 Business Person of the Year, the Chambers' most prestigious award; and

**WHEREAS**, Greg Goodsitt has been a part of the business community for over 18 years; and

**WHEREAS**, as an Investment Representative with Edward Jones since 1998, Greg Goodsitt has helped hundreds of people increase their financial literacy and help them make better decisions about their financial futures; and

**WHEREAS**, Greg Goodsitt has been a member of the Board of the Glenview Chamber of Commerce since 2001 and served as chairperson of the Ambassador Council for three years and is currently leading the Legislative Affairs Council; and

**WHEREAS**, Greg Goodsitt has been active in many community organizations over the years including serving on the Board of Directors for Wesley Child Care and as a Board Member of the Glenview Kiwanis Club; and

**WHEREAS**, Greg Goodsitt has strived to give back to his community in many ways such as providing free educational seminars and programs to the Glenview Senior Club.

**NOW, THEREFORE, BE IT RESOLVED**, that the President and the Board of Commissioners does hereby recognize and congratulate Greg Goodsitt for earning this prestigious award; and

**BE IT FURTHER RESOLVED**, that a copy of this Resolution be tendered to Greg Goodsitt in honor of his outstanding contributions in promoting the Glenview business community.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**05-R-438  
RESOLUTION**

**Sponsored by**

**THE HONORABLE BOBBIE L. STEELE AND DEBORAH SIMS  
COUNTY COMMISSIONER**

**Co-Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,  
FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,  
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,  
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,  
ANTHONY J. PERAICA, MIKE QUIGLEY, PETER N. SILVESTRI  
AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**STEPHEN A. HILL 2005 PUBLIC RISK MANAGER OF THE YEAR**

**WHEREAS**, Stephen A. Hill was born in Houston and grew up in San Antonio, Texas; and

**WHEREAS**, he graduated from the University of Texas at El Paso with a BA in Communications; and

**WHEREAS**, Stephen A. Hill had just began looking for a job when the marketing manager of Aetna Life & Casualty Insurance, dared Hill to give him 20 minutes to explain the insurance industry opportunities and why Hill should make it his career choice; and

**WHEREAS**, two and a half hours later, Hill was so impressed by the far-reaching service scope and limitless professional growth represented by the industry that he was hooked; and

**WHEREAS**, more than 32 years later, Hill has supported and learned from some of the most respected private and public sector risk managers in the business; and

**WHEREAS**, Hill's first risk management position came along in 1986, when he was appointed Risk Manager for the City of Flint, Michigan; and

**WHEREAS**, six months later Mayor James A. Sharp gave Stephen A. Hill an additional appointment as Deputy Administrator; and

**WHEREAS**, this position opened the doors for Stephen A. Hill to become the first Risk Manager of the Detroit Public Schools in 1993 and later Director of Risk Management for County of Cook, Illinois and finally, the Executive Director of Risk Management for the Detroit Public Schools in 2001; and

**WHEREAS**, the Detroit Public School district is the 10th largest K-12 urban school district in the nation and the largest in the State of Michigan; and

**WHEREAS**, the district covers almost 140 square miles and serves a population of well over one million people and has more than 150,000 students. With 22,000 employees, a \$1.2 billion annual budget and \$184 million annual risk management budget; and

**WHEREAS**, he is the first African American to receive the Public Risk Manager of the year award; and

**WHEREAS**, he was honored at PRIMA's 26th Annual Conference held in Milwaukee, Wisconsin, June 5-8, 2005; and

**WHEREAS**, the Annual Public Risk Manager of the Year award co-sponsored by PRIMA and Trident Insurance Services, LLC, honors a public sector risk manager who has effectively coordinated and operated a risk management program for a public entity facing out of the ordinary challenges.

**NOW, THEREFORE, BE IT RESOLVED**, that the President and the Members of the Board of Commissioners, on behalf of the more than five million residents of Cook County, do hereby extend to Stephen A. Hill our sincerest congratulations on his outstanding accomplishments and professional commitment which has been demonstrated in the insurance industry; and

**BE IT FURTHER RESOLVED**, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that a copy of same be tendered to Stephen A. Hill.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Steele, seconded by Commissioner Murphy, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**05-R-439  
RESOLUTION**

**Sponsored by**

**THE HONORABLE JERRY BUTLER, COUNTY COMMISSIONER**

**Co-Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, FORREST CLAYPOOL,  
EARLEAN COLLINS, JOHN P. DALEY, ELIZABETH ANN DOODY GORMAN,  
GREGG GOSLIN, CARL R. HANSEN, ROBERTO MALDONADO,  
JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,  
MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS, BOBBIE L. STEELE  
AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**WHEREAS**, on July 22, 2005 Almighty God in His infinite wisdom has called from our midst, Eugene Record; and

**WHEREAS**, Eugene Booker Record was born December 23, 1940 in Chicago, Illinois and was introduced to music by his sister a talented pianist; and

**WHEREAS**, The Chi-Lites began as a do wop group back in 1959 and Eugene, an original member of the group, slowly emerged as the lead singer, songwriter and producer credited with penning many of the group's hits; and

**WHEREAS**, very high voices and afros defined the 70s era of polyester-suited harmony groups, Eugene Record had a fabulous voice and often sang in a melancholic tenor like in the hugely popular ballad *Oh Girl*. He also favored the pensive spoken verse which he used in such soulful songs as *Have You Seen Her* and *A Letter to Myself*; and

**WHEREAS**, Eugene Record epitomized an era of love songs he also used his talents to speak to race and social justice with *Give More Power to the People* and *There Will Never Be Any Peace*; and

**WHEREAS**, Eugene Records' music has left a legacy of great harmonies and classic material that continues to influence today's artist; Beyonce Knowles' hit *Crazy In Love* uses the horn part from Records' *Are You My Woman* track as the hook. *That's' How Long* was used as the backdrop for a cut on Jay-Z's Black Album and Fantasia Barrinos' controversial *Baby Mama* also samples the music of the Chi-Lites.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners of Cook County does hereby express its deep sorrow at the death of Eugene Record, and offers its heartfelt sympathy to his family in their hour of sorrow and joins his family in honoring his memory; and

**BE IT FURTHER RESOLVED**, that a copy of this Resolution be spread upon the official proceedings of this Honorable Body and that a suitable copy of this Resolution be tendered to the family of Eugene Record so that his memory may be honored and cherished.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**



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**05-R-440  
RESOLUTION**

**Sponsored by**

**THE HONORABLE JOSEPH MARIO MORENO, COUNTY COMMISSIONER**

**Co-Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,  
FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,  
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,  
ROBERTO MALDONADO, JOAN PATRICIA MURPHY, ANTHONY J. PERAICA,  
MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS, BOBBIE L. STEELE  
AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**WHEREAS**, National Hispanic Heritage Month is a celebration of Hispanic pride and culture, recognizing the achievements of Hispanic individuals who by hard work and sacrifice have distinguished themselves through their careers and public service; and

**WHEREAS**, National Hispanic Heritage Month, created by Public Law 90-498, approved September 17, 1968, by the 90th Congress and later amended in 1988 by the 100th Congress, authorizes the designation of National Hispanic Heritage Month as the 31-day period beginning September 15 and ending on October 15; and

**WHEREAS**, shortly before dawn on September 16, 1810, Miguel Hidalgo y Costilla urged the exploited and embittered Mexicans to recover the lands that were stolen from their forefathers, thus starting a fight to overthrow the authority of Spain over Mexico; and

**WHEREAS**, it is on the night of September 15, that Mexicans all over the world celebrate Hidalgo's passionate declaration, in following with the traditions of their birth land, by shouting "Mexicanos, Viva Mexico"; and

**WHEREAS**, the courage and sacrifice for freedom demonstrated by Hidalgo and other freedom fighters has been an inspiration to all Mexicans and people throughout the world; and

**WHEREAS**, in the spirit of Father Hidalgo and other freedom fighters, the Mexican-American community has fought for social justice throughout Cook County and the United States; and

**WHEREAS**, over 70% of Hispanics living in Cook County are of Mexican decent; and

**WHEREAS**, Cook County's Mexican-American community has made numerous cultural and economic contributions to the growth and development of our county.

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**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Commissioners, on behalf of the more than five million residents of Cook County, does hereby proclaim September 20, 2005, to be MEXICAN INDEPENDENCE DAY IN COOK COUNTY, in recognition of the contributions that the Mexican community has made throughout the County of Cook, and urge all Cook County residents to join in this celebration of their culture and heritage; and

**BE IT FURTHER RESOLVED**, that this text be spread upon the official proceedings of this Honorable Body.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**05-R-441  
RESOLUTION**

**Sponsored by**

**THE HONORABLE MIKE QUIGLEY, COUNTY COMMISSIONER**

**Co-Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,  
FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,  
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,  
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,  
ANTHONY J. PERAICA, PETER N. SILVESTRI, DEBORAH SIMS, BOBBIE L. STEELE  
AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**WHEREAS**, Mrs. Helen Carrane Roseri, celebrates her birthday on September 25, 2005, having reached the age of one hundred years; and

**WHEREAS**, Mrs. Roseri is the youngest of eleven children, with five brothers and five sisters, and grew up on the North Side of Chicago; and

**WHEREAS**, Mrs. Roseri was the faithful wife of Anthony Carrane, married June 2, 1932, for over forty-one years, and the faithful wife of Sam Roseri for over ten years; and

**WHEREAS**, Mrs. Roseri is the proud mother of Robert Carrane, and grandmother of Robert Jr., James, Michael, Molly, and Katie; and

**WHEREAS**, Mrs. Roseri began working for the Chicago Public Library at the age of 19, where she worked for twenty-five years; and

**WHEREAS**, Mrs. Roseri then went on to work diligently for the County of Cook for over twenty-five years as the secretary to Anthony Girolani, former Clerk of the Probate Court and as the secretary to John Gutknecht, former State's Attorney, and retired in 1956; and

**WHEREAS**, Mrs. Roseri has contributed greatly to her community through her volunteer work, including work for the World War II effort, the Mother's Club of the University of Notre Dame, the Lifestyle & Hospitality Committees and Marketing Department of the Hallmark retirement community, and by acting as a Den Mother in the Cub Scouts of America and as a member of the Red Hat Ladies on Lake Shore Drive.

**NOW, THEREFORE, BE IT RESOLVED**, that we, the Cook County Board of Commissioners, gathered here this 20th day of September, in the year 2005, do hereby express our heartiest congratulations to Mrs. Helen Carrane Roseri and her family on the occasion of Mrs. Roseri's one-hundredth birthday; and

**BE IT FURTHER RESOLVED**, that suitable copies of this Resolution be prepared and presented to Mrs. Roseri and her family.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**05-R-442  
RESOLUTION**

**Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR.  
PRESIDENT OF THE BOARD OF COMMISSIONERS**

**WHEREAS**, Almighty God in His infinite wisdom, has called Reverend Cleophus Roger Phillips, pastor of Chicago's Calvary Baptist Church, from our midst; and

**WHEREAS**, born in Camden, Alabama, Reverend Phillips was the second of ten children and spent much of his early childhood in Mobile, Alabama where he would go on to attend grammar and high school; and

**WHEREAS**, Pastor Phillips married the late Iola G. Webb and their union produced one son, Roger C. Phillips; and

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**WHEREAS**, in 1955, Pastor Phillips moved to Chicago where he joined Mount Pleasant Missionary Baptist Church; he became its Associate Minister in 1960; and

**WHEREAS**, the move to Chicago also yielded another blessing for Pastor Phillips, a 25-year career with International Harvester where he spent the bulk of his tenure in a supervisory capacity; and

**WHEREAS**, in 1968, Pastor Phillips would go on to attend Loop Junior College and the Chicago Baptist Institute, receiving a Bachelor of arts degree in theology; and

**WHEREAS**, in 1964, Reverend C.R. Phillips was installed as Pastor of Cavalry Baptist Church, then located on West Oak Street in Chicago; and

**WHEREAS**, by 1970, the Cavalry family was ready to purchase a new church home at 8201 South Jeffery Boulevard; they would have a mortgage burning celebration only six years after moving into their new glorious house of worship; and

**WHEREAS**, the congregation continued to grow, and by 1984, the Cavalry Baptist Church family moved into their current home, 8247 South Jeffery; and

**WHEREAS**, in 1995, Pastor Phillips was united in holy matrimony to Carolyn A. Lindsey and gained another son, Roderick L. Lindsey; and

**WHEREAS**, keenly aware of the importance of giving back to the community, Reverend Phillips stressed outreach; he established the Reverend C.R. Phillips Child Day Care Center; Cavalry's Community Complex Sport Activity Center; Cavalry's Cultural Center Annex, with a food pantry and clothing ministry; an after-school program, which runs six days per week; and a mobile ministry to reach out and provide pastoral support to residents from the community who might not be aware of the services Cavalry Baptist provides; and

**WHEREAS**, with the passing of Reverend C.R. Phillips, we have lost a compassionate religious leader who served his family, church and community with distinction.

**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Commissioners, on behalf of the more than five million residents of Cook County, does hereby express its deepest condolences and most heartfelt sympathy to the many friends and loved ones of Reverend Cleophus Roger Phillips; and

**BE IT FURTHER RESOLVED**, that a suitable copy of this Resolution be tendered to the family of Reverend Phillips, so that his memory may be so honored and ever cherished.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**05-R-443  
RESOLUTION**

**Sponsored by**

**THE HONORABLE JOHN P. DALEY AND PRESIDENT JOHN H. STROGER, JR.  
COUNTY COMMISSIONERS**

**Co-Sponsored by**

**THE HONORABLE JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS,  
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,  
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,  
ANTHONY J. PERAICA, MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS,  
BOBBIE L. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**WHEREAS**, Almighty God in His infinite wisdom has called Arthur “Artie” Baker, from our midst; and

**WHEREAS**, Arthur “Artie” Baker married Lee Mahoney on September 8, 1973, and began his married life on the same block, on West 48th Place, where he was raised; and

**WHEREAS**, the marriage was blessed with two sons, Artie and Mark, and the proud parents dedicated themselves to their children, their family, and their community; and

**WHEREAS**, Arthur “Artie” Baker was raised in the South Side Chicago neighborhood of “Canaryville”, attended St. Gabriel Grammar School and Mount Carmel High School, excelled at and enthusiastically competed in all sports, and boxed in the famous Mount Carmel Intramural program; and

**WHEREAS**, Arthur “Artie” Baker, during his high school years, worked for Elm Farm Foods, A & P Foods, and later, Fairplay Groceries, and was known by all to be a hard worker, always holding both full-time and part-time jobs, to support himself and his family; and

**WHEREAS**, Arthur “Artie” Baker was a dedicated volunteer at numerous neighborhood functions and was always a person who helped others in his community; and

**WHEREAS**, Arthur “Artie” Baker served as a fireman for the Chicago School Board, obtained his engineering license, and was assigned to Montefiore School, where he remained a steadfast and dedicated employee until his tragic death; and

**WHEREAS**, on September 22, 1988, while in the course of his official duties, Arthur Baker was fatally shot by an assailant; and

**WHEREAS**, Arthur Baker, though mortally wounded, displayed heroic courage by sounding the fire alarm and summoning the police in an attempt to protect the students of Montefiore School; and

**WHEREAS**, Arthur “Artie” Baker will be remembered by family and friends with an Honorary Street Sign Dedication by the City of Chicago on September 24, 2005; and

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**WHEREAS**, all who knew him will attest that Arthur "Artie" Baker was a kind and compassionate man, virtuous of character and gentle in spirit, admired and respected by his many friends and neighbors, and dearly loved by his family; now, therefore

**BE IT RESOLVED**, that this text be spread upon the official proceedings of this Honorable Body, and a suitable copy of same be tendered to the family of Arthur "Artie" Baker, that his memory may be so honored to this day.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**05-R-444  
RESOLUTION**

**Sponsored by**

**THE HONORABLE JOHN P. DALEY AND PRESIDENT JOHN H. STROGER, JR.  
COUNTY COMMISSIONERS**

**Co-Sponsored by**

**THE HONORABLE JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS,  
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,  
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,  
ANTHONY J. PERAICA, MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS,  
BOBBIE L. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**WHEREAS**, Almighty God in His infinite wisdom has called Mary Danaher Hyland, from our midst; and

**WHEREAS**, Mary Danaher Hyland was the dearly beloved wife of the late John P. Hyland, Sr.; and

**WHEREAS**, Mary Danaher Hyland was the devoted mother of Mary Therese (Sean) Geraghty, John P. (Patti) Hyland, Jr., Carole Ann (Gerard) O'Brien and Colleen Ann (John C.C.S.D.) Robertson; and

**WHEREAS**, Mary Danaher Hyland was the loving grandmother of Sean, Caitlin, Megan, Tricia, Cristin, Kayley, Gerry, Colleen, Johnny, Maggie, Libby and Anthony; and



**WHEREAS**, Mary Danaher Hyland was the dear sister of Anna Mae (the late Thomas F.) Carmody, Sr., the late Dennis Danaher, the late Catherine "Dede" (the late Albert "Obbie") Zidonis and the late Matthew J. (the late Joan) Danaher, Sr.; and

**WHEREAS**, Mary Danaher Hyland was the fond sister in law of Rita (the late Chester) Peters, and the late James (the late Dorothy) Hyland, the late Marie (the late Harold) Koch and the late Thomas (the late Kay) Hyland; and

**WHEREAS**, all who knew her will attest that Mary Danaher Hyland was a kind and compassionate woman, virtuous of character and gentle in spirit, admired and respected by her many friends and neighbors, and dearly loved by her family; now, therefore,

**BE IT RESOLVED**, by the Board of Commissioners of Cook County that the Board does hereby offer its deepest condolences and most heartfelt sympathy to the family and many friends of Mary Danaher Hyland, and joins them in sorrow at this time of loss; and

**BE IT FURTHER RESOLVED**, that this text be spread upon the official proceedings of this Honorable Body, and a suitable copy of same be tendered to the family of Mary Danaher Hyland, that her memory may be so honored and ever cherished.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**05-R-445  
RESOLUTION**

**Sponsored by**

**THE HONORABLE JOHN P. DALEY AND PRESIDENT JOHN H. STROGER, JR.  
COUNTY COMMISSIONERS**

**Co-Sponsored by**

**THE HONORABLE JERRY BUTLER, FORREST CLAYPOOL, EARLEAN COLLINS,  
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,  
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,  
ANTHONY J. PERAICA, MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS,  
BOBBIE L. STEELE AND LARRY SUFFREDIN, COUNTY COMMISSIONERS**

**WHEREAS**, Almighty God in His infinite wisdom has called Sharon E. Feipel, from our midst; and

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**WHEREAS**, Sharon E. Feipel was the dearly beloved daughter of the late Joe Feipel and Helen Feipel; and

**WHEREAS**, Sharon E. Feipel was the devoted niece of the late Peg, Bud, Kay and Morrie Relihan; and

**WHEREAS**, Sharon E. Feipel was the caring sister of Helen, late Len Armis, Mary Ellen, late Sparky Harling and Peg and John Hanik; and

**WHEREAS**, Sharon E. Feipel was the greatest, coolest, aunt and teacher to Marcia, Ella, late Bill, Liz, Joe, Chuck, Peggy, Wendy, Colleen, Shawn and Chrissy and to all their spouses and children; and

**WHEREAS**, Sharon E. Feipel was the dear god-mother of Morrie, Chuck and Andie Lynn; and

**WHEREAS**, Sharon E. Feipel had a deep and abiding appreciation for all of God's creatures, which she displayed through her great love of and caring for animals, both wild and domestic; and

**WHEREAS**, all who knew her will attest that Sharon E. Feipel was a kind and compassionate woman, virtuous of character and gentle in spirit, admired and respected by her many friends and neighbors, and dearly loved by her family; now, therefore,

**BE IT RESOLVED**, by the Board of Commissioners of Cook County that the Board does hereby offer its deepest condolences and most heartfelt sympathy to the family and many friends of Sharon E. Feipel, and joins them in sorrow at this time of loss; and

**BE IT FURTHER RESOLVED**, that this text be spread upon the official proceedings of this Honorable Body, and a suitable copy of same be tendered to the family of Sharon E. Feipel, that her memory may be so honored and ever cherished.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**05-R-446  
RESOLUTION**

**Sponsored by**

**THE HONORABLE LARRY SUFFREDIN AND ANTHONY J. PERAICA  
COUNTY COMMISSIONERS**

**Co-Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,  
FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,  
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,  
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,  
MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS AND BOBBIE L. STEELE  
COUNTY COMMISSIONERS**

**Congratulating Stephen Palmer on the Success of Palmer Place and its H Foundation**

**WHEREAS**, on September 13, 2005, the National Restaurant Association named Stephen Palmer and Palmer Place as the Restaurant Neighbor Awards 2005 small-business winner; and

**WHEREAS**, the Restaurant Neighbor Award is given each year to companies across the nation that go above and beyond in community service and only four winners are selected from among dozens of restaurants that become state finalists; and

**WHEREAS**, Stephen Palmer owns and manages Palmer Place, the restaurant and biergarten started by his mother Alice Palmer in 1983; and

**WHEREAS**, Stephen Palmer was honored for his work in establishing the H Foundation which aims to support innovative, forward-thinking cancer research in the Chicago area; and

**WHEREAS**, Palmer Place and the Palmer family have a long tradition of supporting its LaGrange community but Stephen's creation of the H Foundation took their community support and commitment to charity to a new level; and

**WHEREAS**, Stephen Palmer started the H Foundation after a close friend died of cancer; he partnered with local business owners John Rot and David Rizner to establish the Foundation and the employees of Palmer Place, local businesses and the community immediately took an interest in it and began raising funds; and

**WHEREAS**, the annual fundraiser for the H Foundation is the Goombay Bash, a Caribbean celebration; the first event drew more than 700 people and raised more than \$75,000; and

**WHEREAS**, the 5th annual Goombay Bash is expected to raise more than \$250,000 bringing the five year total for the event to more than \$1 million dollars, 100% of which is donated for cancer research; and

**WHEREAS**, the first grants made by the Foundation went to Northwestern University, Loyola University and the University of Chicago; and

**WHEREAS**, since those first awards, the H Foundation has decided to concentrate its efforts on one institution and has partnered with the Lurie Comprehensive Cancer Center of Northwestern to support "Idea Grants" which reward research ingenuity and provide seed money for researchers to compete for grants from the National Institute for Health and others; and

**WHEREAS**, Stephen Palmer has used his talents, solicited support from his employees and allocated Palmer Place resources to improve his community and help find a cure for cancer; and

**WHEREAS**, Stephen Palmer, the employees of Palmer Place and all the local supporters of the H Foundation are to be commended for their contribution to the fight against cancer and for setting the highest standard for corporate philanthropy.

**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Commissioners does hereby congratulate Stephen Palmer and the employees of Palmer Place on being the small-business winner of the 2005 Restaurant Neighbor Award; and

**BE IT FURTHER RESOLVED**, that the Board of Commissioners does hereby thank Stephen Palmer and the employees of Palmer Place for their fundraising efforts for the fight against cancer; and

**BE IT FURTHER RESOLVED**, that a suitable copy of this Resolution be tendered to Stephen Palmer as a symbol of this auspicious occasion and let it also be spread upon the official proceedings of this Honorable Body.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**05-R-447  
RESOLUTION**

**Sponsored by**

**THE HONORABLE LARRY SUFFREDIN, COUNTY COMMISSIONER**

**Co-Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,  
FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,  
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,  
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,  
ANTHONY J. PERAICA, MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS  
AND BOBBIE L. STEELE, COUNTY COMMISSIONERS**

**IN MEMORY OF JOHN R. CONRAD**

**WHEREAS**, John R. Conrad was born in Chicago in 1915 and passed away on August 30, 2005; and

**WHEREAS**, John Conrad was the loving husband of Arlys for 47 years, devoted father of Lynn, Joanne and Catherine, and doting grandfather to his two grandchildren and two great-grandchildren; and

**WHEREAS**, John Conrad was a life-long resident of Cook County; he was born in Chicago's Ravenswood neighborhood and he spent his teenage years on the North Shore before briefly leaving the area to attend Yale University, however, after 2 years he returned to Chicago to complete his education at the University of Chicago; and

**WHEREAS**, after college John Conrad began his career in the aircraft industry but in 1945, joined S&C Electric Company at the request of his father who co-founded the business; and

**WHEREAS**, within 10 years of joining S&C, John Conrad became the chief executive officer, a position he held for 50 years; and

**WHEREAS**, John Conrad was widely known as a visionary and brilliant businessman who expanded the company from a 125-employee shop to a workforce that included 2,000 employees and subsidiaries in Canada, Mexico, China and Brazil; and

**WHEREAS**, John Conrad was known as a demanding but fair boss who was extremely loyal and dedicated to his workforce; his employees, some of whom worked for him for 40 years or more, were legendary in the business for their loyalty, commitment and expertise; and

**WHEREAS**, John Conrad was an innovator who always had an eye towards the future, many of his products remain in use today throughout the world; his legacy includes power fuses, distribution switches, intelligent switching systems and a number of power quality products; and

**WHEREAS**, another major accomplishment for John Conrad was the growth of S&C industrial facility which remained in Chicago at a time when many manufacturers were moving to suburban or international locations; the facility grew to become a model facility encompassing 46 acres and was awarded Plant Engineering Magazine's 2004 Top Plant Award; and

**WHEREAS**, John Conrad was active in many industry-wide organizations and shared his knowledge with many over the years; and

**WHEREAS**, John Conrad was widely recognized as an expert businessman and was widely honored for his accomplishments; his awards included the 1994 IEEE Power Engineering Society Award for Excellence in Power Distribution and the 1998 Washington Award from the Western Society of Engineers which put him in company with past recipients Henry Ford, Enrico Fermi and Neil Armstrong; and

**WHEREAS**, although he was very busy as a successful businessman and devoted family man, John Conrad always found time to give back to the City he loved; he shared his time and resources with a number of organizations including the Chicago Symphony Orchestra, St. Francis Hospital and the Illinois Institute of Technology; and

**WHEREAS**, John Conrad was respected and admired by his many friends and colleagues whose lives he touched; and

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**WHEREAS**, John Conrad used his talents to improve the quality of life of the people of his community.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners of Cook County does hereby offer its deepest condolences and most heartfelt sympathy to the family and friends of John R. Conrad and joins them in sorrow at this time of loss; and

**BE IT FURTHER RESOLVED**, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to the family of John R. Conrad so that his memory may be so honored and ever cherished.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

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**05-R-448  
RESOLUTION**

**Sponsored by**

**THE HONORABLE LARRY SUFFREDIN, COUNTY COMMISSIONER**

**Co-Sponsored by**

**THE HONORABLE JOHN H. STROGER, JR., PRESIDENT, JERRY BUTLER,  
FORREST CLAYPOOL, EARLEAN COLLINS, JOHN P. DALEY,  
ELIZABETH ANN DOODY GORMAN, GREGG GOSLIN, CARL R. HANSEN,  
ROBERTO MALDONADO, JOSEPH MARIO MORENO, JOAN PATRICIA MURPHY,  
ANTHONY J. PERAICA, MIKE QUIGLEY, PETER N. SILVESTRI, DEBORAH SIMS  
AND BOBBIE L. STEELE, COUNTY COMMISSIONERS**

**IN MEMORY OF DR. JEFFREY CHARLES TAGGART**

**WHEREAS**, Dr. Jeffrey Charles Taggart was born in 1950 and passed away on September 1, 2005; and

**WHEREAS**, Dr. Jeffrey Taggart was the loving husband of Carol and devoted father of Denah, Aaron and Jordan; and

**WHEREAS**, Dr. Jeffrey Taggart was a dedicated teacher who worked at Evanston Township High School for 24 years; and



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**WHEREAS**, as his career progressed, Dr. Taggart rose to a number of leadership positions within the school; he chaired the Reading Department, developed the Steps Toward Academic Excellence Program, served as Associate Principal for Administrative Services and was promoted to Business Manager in the 1990s; and

**WHEREAS**, Dr. Taggart was widely known for his passion for serving young people and inspiring his students, co-workers and school administrators to always strive for excellence; and

**WHEREAS**, Dr. Taggart shared his joy of reading with his students, worked diligently to help the school remove bias from the course placement process and taught his students how to be better test-takers; and

**WHEREAS**, as a school administrator Dr. Taggart was known for his integrity and competence, passion and humor, courage and decisive action and willingness to challenge assumptions; his primary motivation was always to better serve students and improve the learning environment; and

**WHEREAS**, Dr. Taggart was respected and admired by his many friends and colleagues whose lives he touched; and

**WHEREAS**, Dr. Taggart was a long-time avid fan of the White Sox and University of Illinois football and basketball and had more recently become a bicycle enthusiast; and

**WHEREAS**, Dr. Jeffrey Taggart used his talents to improve the quality of life of the people of his community.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners of Cook County does hereby offer its deepest condolences and most heartfelt sympathy to the family and friends of Dr. Jeffrey Charles Taggart and joins them in sorrow at this time of loss; and

**BE IT FURTHER RESOLVED**, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of same be tendered to the family of Dr. Jeffrey Charles Taggart so that his memory may be so honored and ever cherished.

Approved and adopted this 20th day of September 2005.

JOHN H. STROGER, JR., President  
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

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Commissioner Murphy, seconded by Commissioner Silvestri, moved that the Resolution be approved and adopted. **The motion carried unanimously.**

**PUBLIC TESTIMONY**

Pursuant to Rule 4-30, Keith Smith, resident of Maywood, addressed the President and Members of the Cook County Board of Commissioners. Mr. Smith spoke regarding West Nile Virus.

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Pursuant to Rule 4-30, Dr. Helen Randolph, President of 3R Health Care, addressed the President and Members of the Cook County Board of Commissioners. Dr. Randolph spoke regarding a pharmaceutical contract scheduled to be opened at the September 27, 2005 Bid Opening.

**ADJOURNMENT**

Commissioner Silvestri, seconded by Commissioner Daley, moved that the meeting do now adjourn to meet again at the same time and same place on Wednesday, October 5, 2005, in accordance with County Board Resolution 04-R-428.

The motion prevailed and the meeting stood adjourned.

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County Clerk